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Tennessee. Laws, statutes, etc.
Acts of the State of Tennessee.

Call Number	Volume	Copy
KFT 25 A222	1885 ex. sess.	

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ACTS OF TENNESSEE.

EXTRAORDINARY SESSION.

1885.

ACTS

OF THE

STATE OF TENNESSEE,

PASSED BY THE EXTRAORDINARY SESSION OF THE

FORTY-FOURTH GENERAL ASSEMBLY,

1885.

PUBLISHED BY AUTHORITY.

NASHVILLE, TENN.:

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PROCLAMATION.

WHEREAS, The regular session of the Forty-fourth General Assembly of Tennessee adjourned under conditions which have worked a hardship in some departments of the public service, and if not remedied by proper and needed legislative enactments, will further and more seriously embarrass the State Government in meeting necessary expenses, and likewise force a suspension of certain public improvements, the early completion of which demands additional legislation to render available the public funds already invested, and to secure to the public the benefits intended by such improvements; and,

WHEREAS, The Executive, however reluctant he may be at any time to exercise the power granted him in certain cases by constitutional provision, has no other alternative than to yield formal recognition of the necessities thus forced unfortunately upon the State, in that the General Assembly failed to pass most important bills then pending in the Senatorial branches, conspicuously among them those relating to revenue and appropriations, as well as other desirable legislation, both local and general in character; and,

WHEREAS, Without stating or commenting on the cause which brought about the necessity, at this time, of calling together our General Assembly in extraordinary session, for it has become a part of the legislative history of Tennessee, but the immediate results

flowing therefrom being the legitimate subject-matter for executive review and action, hence it is, that in the light of clearly-defined convictions of official duty, and under constitutional grant of authority, I do not hesitate to meet the responsibilities directly resting upon me as Governor of Tennessee, growing out of the embarrassment in which the public affairs of the State are unhappily involved; and while the public requirements occasioning this necessity for an extraordinary session of the General Assembly are chiefly those relating to the passage of proper revenue and appropriation bills, yet there are also some other matters of public importance to which the attention of the Executive has been called by letters and petitions from various sections of the State, some of which had been considered and passed the House and two readings in the Senate, when further action was rendered impossible for the want of a constitutional quorum, and of these some should also receive the attention of the Legislature.

Therefore, and by virtue of the power and authority in me vested by Section 9 of Article III. of the Constitution of the State of Tennessee, I, Wm. B. Bate, Governor of the said State, do by this my proclamation, convene the Forty-fourth General Assembly of Tennessee, in extraordinary session, at the hour of twelve o'clock M. on Monday, the twenty-fifth day of May, A.D. 1885, and when assembled they will enter upon the following specially stated legislative business, to-wit:

First. To provide revenue for the State of Tennessee and the counties thereof, and to enact such laws, original or amendatory, as will give better protection to the State against fraud in the collection and disbursement of her revenue.

Second. To make appropriations to defray the current expenses of the State Government for the term of two years; to defray the expenses of the regular

session of the Forty-fourth General Assembly ; to provide for the interest on the public debt, and for such appropriation of the public funds and payment of public indebtedness as may have been or may be authorized by the Legislature.

Third. To provide laws to further effectuate the Funding Act of 1883, to the end that the powers and duties of the "Funding Board, created by Act of March 20, 1883, be so modified that said Board be authorized and required to include in the face of the new or settlement bond such interest as would have accrued between July 1, 1883, and July 1, 1885, had the same been funded under said Act of 1883 ; and that the coupons on such new or settlement bond, up to and inclusive of that of July, 1885, representing said interest, be canceled ; and also to provide for retiring a part of the bonded indebtedness of the State out of such surplus funds, if any, as may be in the treasury not otherwise appropriated.

Fourth. To enact such laws in addition to those now in force as may be needed to enable taxing districts to compromise or fund the debts of the extinct municipalities to which they succeeded, and to provide the necessary means of accomplishing such compromising or funding by appropriation of present revenue, or by additional levies.

Fifth. To enact laws to prevent the importation and the spread of contagious pleuro-pneumonia or other cattle plague in Tennessee, and for their prompt and proper execution.

Sixth. To redistrict the State of Tennessee into Judicial Circuits and Chancery Divisions, both or either, or to consolidate the same ; provide for the election of Judges or Chancellors, either or both ; for holding the Courts therein, and to regulate appeals from the Chancery Court to the Supreme Court.

Seventh. To substitute, alter, or amend existing laws

relating to the public schools of the State and the officers of the same.

Eighth. To amend the mechanics' lien laws.

Ninth. To further provide for the more efficient management and regulation, together with the proper discipline of the Main and Branch Prisons of the State Penitentiary, and regulate salaries of officers of same.

Tenth. To preserve the purity of elections and prevent illegal voting in cities, towns, taxing districts, municipal corporations, and civil districts having a voting population of one thousand or more, without in any way impairing the right to the elective franchise, or limiting the just and legal exercise thereof, by the enactment of a just, impartial and well-guarded registration law, or by other methods allowable under the Constitution (Art. IV., Sec. 1) "to secure the freedom of elections and the purity of the ballot-box."

Eleventh. To amend and consolidate into one Act the charter of the city of Knoxville, Tennessee; to amend the charter of Columbia, Tennessee, and to enact a law conferring upon municipal corporations having a population of not less than ten thousand nor more than forty thousand, by the Federal Census of 1880, power and authority to construct pavements under certain definitely specified terms herein to be provided.

Twelfth. To provide for the payment of all necessary and proper expenses of the extraordinary session of the Forty-fourth General Assembly hereby called.

{ L. S. }

In testimony whereof I have hereunto set my hand and cause the great seal of the State to be affixed. Done at Nashville, Tennessee, May 16, A.D. 1885.

WM. B. BATE, Governor.

JOHN ALLISON, Secretary of State.

ACTS OF THE GENERAL ASSEMBLY

OF THE

STATE OF TENNESSEE,

PASSED AT THE

Extraordinary Session of the 44th General Assembly,

WHICH WAS BEGUN AND HELD AT NASHVILLE, ON

MONDAY, THE TWENTY-FIFTH DAY OF MAY,

in the year of our Lord one thousand eight hundred and eighty-five.

CHAPTER 1.

A Bill to be entitled "An Act to amend An Act entitled An Act to repeal An Act entitled An Act to provide for the settlement of the indebtedness of the extinct municipality, city of Memphis, and to dispose of the funds already collected, or to be collected thereunder, it being Chapter 162 of the Acts of 1883.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee, That so much of Section 3 of the Acts aforesaid as enacts that the taxes collected, and to be collected, under the Act of April 6, 1881, therein referred to, be devoted and appropriated exclusively to paying the interest on the compromise bonds of the said taxing district, be repealed, and in lieu thereof it is enacted that the proceeds of said tax, levied under Act of April 6, 1881, remaining unexpended, whether collected, or to be hereafter collected, shall be exclusively used and appropriated by the Fire and Police Commissioners of the taxing district of*

For what purpose used.

Shelby County for the purpose of payment of bonds heretofore issued, or hereafter to be issued, by the taxing district, or for paying the interest on such compromise bonds so issued, or for paying any obligation of the city of Memphis that has been expressly assumed by the taxing district, as in their discretion may seem proper.

SEC. 2. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed June 5, 1885.

C. R. BERRY,

Speaker of the Senate.

J. A. MANSON,

Speaker of the House of Representatives.

Approved June 6, 1885.

WM. B. BATE,

Governor.

CHAPTER 2.

A Bill to be entitled An Act to amend An Act entitled An Act to empower municipal corporations and taxing districts to compromise and fund their indebtedness, issue bonds for the amount so funded, and to provide means for the payment of the same as compromised, being Chapter 170 of the Acts of 1883; and also to amend An Act passed February 16, 1885, approved February 20, 1885, entitled An Act to Amend an Act entitled An Act to empower municipal corporations and taxing districts to compromise and fund their indebtedness, issue bonds for the amount so funded, and to provide means for the payment of the same as compromised, the same being Chapter 170 of the Acts of 1883, and to extend the provisions of said Act to the 1st day of July, 1885. And to further provide for the compromise, settlement, and funding of the indebtedness of municipal corporations and taxing districts, and issuing bonds therefor, and to provide means for the payment of the same as compromised.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That all taxing districts in this

State are hereby authorized to compromise, adjust, and settle their debts and the debts of the extinct municipalities of which they are successors as herein provided.

Authority to
settle debts.

SEC. 2. *Be it further enacted*, That any of said taxing districts may compromise, settle, and fund said indebtedness, upon such terms as may be agreed upon between it and any creditor or holder of its indebtedness, and so much of the said Act, Chapter 170 of the Acts of 1883, and so much of the Act passed February 16, 1885, amendatory thereof, as prescribes and limits the term upon which, and rates at which, such compromise may be made, and the time within which the same shall be made are hereby repealed.

SEC. 3. *Be it further enacted*, That for the purpose of auditing and funding said indebtedness, a Board to be known as the Funding and Auditing Board is hereby created, to be composed of the three Fire and Police Commissioners of such taxing district, and of four resident citizens and tax-payers, to be appointed by the Governor of the State. The President of the Fire and Police Commissioners shall be *ex officio* Chairman, and the Secretary of the fire and Police Commissioners shall be *ex officio* Secretary of said Board. The members of said Board, before entering upon their duties, shall severally take an oath of office before the Judge of any Circuit Court, and shall severally give a special bond with sureties to the satisfaction of such Judge for the faithful discharge of their duties under this Act. The Secretary shall keep the bond, register, and other books of the Board, and shall perform such other duties as shall be imposed upon him by the Board. On any and all matters a majority vote of the entire Board shall be necessary to determine the same, and a majority of the Board shall constitute a quorum. Any vacancy in the appointment to be made as aforesaid by the Governor shall be likewise filled by the Governor. The Attorney of the District shall act as legal adviser of said Board. The Chairman of said Board shall receive a salary of \$400, the Attorney thereof the sum of \$400, and the Secretary thereof \$400, for their entire service under this Act; and the other members of the said Board shall receive no compensation for any service rendered under this Act.

Funding Board
created.

Oath and bond.

Secretary.

Vacancies.

Salaries.

SEC. 4. *Be it further enacted*, That the decision of said Board as to the validity of any indebtedness or

Decision of
Board final.

alleged indebtedness to be funded shall be final and conclusive upon the taxing district.

SEC. 5. *Be it further enacted*, That whenever any bond, coupon, judgment, or other indebtedness or claim against the taxing district is presented to be compromised, settled, or funded, and whenever said Board shall determine that such claim is just and valid, the said Board may then agree with the holder of such claim as to the terms or rates at which the same will be compromised, and as to the form and terms of the bonds into which at the rate agreed upon the same shall be funded; and the said taxing district is hereby invested with full power and authority to carry out and perform such agreement and compromise, and shall issue in its corporate name a new coupon bond in such form and terms, and bearing such rate of interest not exceeding six per cent. per annum as may be agreed upon between the creditor and said Board. Said bonds shall be signed by the President of the Board of Fire and Police Commissioners, and by the Secretary of said district. All evidences of indebtedness so compromised and funded shall be surrendered and canceled; and the Secretary shall keep a complete record of all transactions of the Board, and of the bonds issued and outstanding under this Act.

New bonds.

Signed by.

SEC. 6. *Be it further enacted*, That all the provisions of said Act, Chapter 170 of the Acts of 1883, are hereby adopted and re-enacted as a part of this Act, except so far as the same may be repealed, amended, or modified herein, or are inconsistent with the provisions of this Act.

SEC. 7. *Be it further enacted*, That the acceptance and consummation by any creditor of the compromise authorized to be made by this Act shall of itself operate to assign and transfer to said taxing district all his rights to and claims against the uncollected taxes and other assets whatever of said extinct municipality, with the right in said taxing district to enforce the same, either in its own name or in the name of the creditor, the funds that may be realized therefrom to be paid into the designated depository of said district, and being hereby devoted and appropriated exclusively to the payment of the bonds and coupons issued or to be issued either under this Act or under said Act of 1883, or under said Act of February 16th, 1885.

Rights of creditors.

SEC. 8. *Be it further enacted*, That the Auditing and

Funding Board hereby provided shall expire on the first day of December, 1885, and that thereafter there shall exist no further power to make compromises or issue bonds as herein enacted. Board expires.

SEC. 9. *Be it further enacted*, That all laws or parts of laws in conflict with the provisions of this Act be and the same are hereby repealed.

SEC. 10. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed June 5, 1885.

C. R. BERRY,

Speaker of the Senate.

J. A. MANSON,

Speaker of the House of Representatives.

Approved June 6, 1885.

WM. B. BATE,

Governor.

CHAPTER 3.

An Act to effectuate the funding Act of 1883, Chapter 84, approved March 28, 1883, and to provide for the prompt payment of the interest coupons upon bonds funded and to be funded under said Act by authorizing the Funding Board to borrow money therefor, and to repeal Section 223 of Milliken & Vertrees' Code.

WHEREAS, The decision of the Supreme Court of Tennessee declaring the State liable for post notes and bills of the denomination of one, two and three dollars of the Bank of Tennessee increases the volume of indebtedness of the State at least \$350,000; and Preamble.

WHEREAS, The extraordinary appropriations by the General Assembly at its regular session in aid of the charitable institutions of the State to the amount of

\$228,000, rendered necessary in the opinion of this General Assembly by the urgent needs of the unfortunate insane of the State; and

Preamble.

WHEREAS, The Supreme Court of the United States has recently decided that the railroads of the State are not liable for the State bonds issued in aid of the railroads, thus unlocking from litigation from \$12,000,000 to \$15,000,000 of said bonds, and which may reasonably be expected to be funded in a short time; and

Same.

WHEREAS, The large and unexpected demands upon the State may exhaust the funds of the Treasury and cause a default in the payment of interest coupons on the bonds funded, and which may be funded under the State debt settlement or Funding Act of 1883, herein before referred to, unless provision is made therefor, and it being impossible now for want of time to levy and collect or collect taxes to meet the demands for the payment of interest coupons falling due July 1, 1885, on bonds already funded under said Act and interest due January 1, 1884, July 1, 1884, January 1, 1885, and July 1, 1885, on bonds not yet funded; and

Same.

WHEREAS, It is believed that the levy of thirty cents on the one hundred dollars for State purposes will, when collected, be ample to meet the said interest, and to repay the moneys authorized to be borrowed for said purposes by this Act; therefore,

Funding Board
authorized to
borrow money.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the Funding Board, created under the Act of the General Assembly to fund and settle the State debt passed March 15, 1883, being Chapter 84 of said Acts of 1883, be and is hereby authorized and empowered to borrow such sum or sums of money in the name of the State as said Board may deem necessary to supplement the funds in the State Treasury for the purpose of promptly paying the interest due and to fall due upon the bonds funded under the said Act of 1883, and those which may hereafter be funded under said Act, falling due July 1, 1885, and January 1, 1886; said money, when so borrowed, to be specially set apart for the payment of said interest coupons herein designated, and for no other purpose.

To execute
notes.

SEC. 2. *Be it further enacted*, That the said Funding Board shall for all sums borrowed under the provisions of this Act execute the note or notes of the

State, payable to the lender two years from date, and may bear interest not exceeding the legal rate, and shall be approved and signed by the Governor. *Provided*, however, that the State shall, through the Funding Board, have the right and privilege to redeem and pay off said note or notes at its pleasure before the maturity of same out of any funds in the Treasury not otherwise appropriated. Right to pay at pleasure.

SEC. 3. *Be it further enacted*, That Section 223 of Milliken & Vertrees' Code, and all laws and parts of laws or parts of laws in conflict with the provisions of this Act, be and the same are hereby repealed, and this Act take effect from and after its passage, the public welfare requiring it.

Passed June 9th, 1885.

C. R. BERRY,

Speaker of the Senate.

J. A. MANSON,

Speaker of the House of Representatives.

Approved June 10, 1885.

WM. B. BATE,

Governor.

CHAPTER 4.

A Bill to be entitled an Act to defray the current expenses of the regular session of the Forty-fourth General Assembly, and to defray the current expenses of the State Government for the next two years.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That to defray the current expenses of the regular session of the Forty-fourth General Assembly, and to defray the current expenses of the State Government for two years, commencing March 19, 1885, and ending March 19, 1887, the fol- Current ex-
penses.

lowing appropriations are made for the following purposes, and none other, which are to be paid out of the Treasury on the warrant of the Comptroller, or so much thereof as may become necessary in the administration of the State government, and the Comptroller shall not issue his warrant upon the Treasurer for any other or more money except on accounts where the appropriation has been made by law :

Criminal prosecutions.

CRIMINAL PROSECUTIONS.

Fees of clerks, magistrates, sheriffs, witnesses, et al.....	\$175,000 00
Fees of District Attorneys	
General.....	20,000 00
Jail fees.....	90,000 00
Boarding juries.....	20,000 00
	<hr/>
	\$305,000 00
Deficit.....	95,000 00
Arresting fugitives	5,000 00
Lunatics to Asylum.....	1,000 00

JUDICIAL SALARIES.

Judicial salaries	Supreme Judges, four, at \$4,-	
	000 per annum.....	\$ 32,000 00
	Supreme Judge, one, at \$3,000	
	per annum.....	6,000 00
	Chancery Judges, nine, at \$2,-	
	500 per annum.....	45,000 00
	Chancery Judges, four, at \$2,-	
	000 per annum.....	16,000 00
	Circuit Judges, fifteen, at \$2,-	
	500 per annum.....	75,000 00
	Circuit Judge, one, at \$2,000	
	per annum.....	4,000 00
	Criminal Judges, two, at \$2,-	
	000 per annum.....	8,000 00
	Criminal Judges, two, at \$1,-	
	800 per annum.....	7,200 00
		<hr/>
		\$193,200 00
	Attorney General and Reporter's salary.....	6,000 00
	Court of Referees, as allowed by law.	
	Funding Board expenses, as allowed by law.	

EXECUTIVE SALARIES.

Executive salaries.

Governor, at \$4,000 per annum.....	\$ 8,000 00
Comptroller, at \$2,750 per annum.....	5,500 00
Treasurer, at \$2,700 per annum.....	5,400 00
Secretary of State, at \$1,800 per annum...	3,600 00
Comptroller's first clerk, at \$1,600 per annum.....	3,200 00
Comptroller's second clerk, at \$1,000 per annum.....	2,000 00
Treasurer's clerk, at \$1,600 per annum....	3,200 00
Funding Board clerk, at \$1,500 per annum	3,000 00
Adjutant General's salary, at \$1,200 per annum.....	2,400 00
Secretary State's clerk, at \$1,000 per annum.....	2,000 00
Superintendent for Hospital for Insane, Middle Tennessee, at \$2,000 per annum.	4,000 00
State Librarian's salary, at \$1,000 per annum.....	2,000 00
Assistant Librarian's salary, at \$500 per annum.....	1,000 00
Superintendent Capitol salary, at \$600 per annum.....	1,200 00
Clerical assistance to Governor, at the rate \$1,000 per annum.....	2,000 00

OFFICERS OF PENITENTIARY SALARIES.

Salary Superintendent, at \$2,400.....	4,800 00	Officers of Penitentiary salaries.
Salary Warden, at \$1,500 per annum.....	3,000 00	
Salary Deputy Warden, at \$1,200 per annum.....	2,400 00	
Salary Physician, at \$1,000 per annum.....	2,000 00	
Salary Chaplain, at \$300 per annum.....	600 00	

LEGISLATIVE EXPENSES.

Mileage and per diem of members on schedule.
(See below.)

Legislative expenses.

Mileage and per diem of officers on schedule. (See below.)

Printing, miscellaneous, stationery, etc..... 3,000 00

EXECUTIVE EXPENSES.

Books, blanks, stationery, etc., for four offices

Executive expenses.

4,000 00

CAPITOL EXPENSES.

Capitol ex-
penses.

Gas, fuel, water, etc.....	1,250 00
One porter for \$45 per month.....	1,080 00
Two porters for \$35 per month.....	1,680 00
Landscape gardener and day-watchman, \$50 per month.....	1,200 00
One night-watchman, \$40 per month.....	960 00

Supreme Court
expenses.

SUPREME COURT EXPENSES.

East, Middle and West Tennessee.....	8,000 00
Deficiency in payment of Judge Cooke's salary.....	7,837 00
Railroad assessment.....	5,000 00

Public printing

PUBLIC PRINTING.

Acts, Journals, messages, reports and pub- lishing Treasurer's quarterly reports....	8,000 00
(In addition to amount overdrawn to April 1, 1885.)	

Library ex-
penses.

LIBRARY EXPENSES.

Library expenses.....	500 08
Deficiency in last appropriation for library	45 40

Common
Schools.

COMMON SCHOOLS.

Superintendent Public Instruction, salary at \$2,000	4,000 00
Traveling expenses, \$500.....	1,000 00
Clerk of Superintendent, \$500.....	1,000 00
Interest on school fund.....	295,000 00
Interest on Spencer T. Hunt fund.....	1,693 12

State Normal
College.

STATE NORMAL COLLEGE.

Per annum, \$10,000.....	20,000 00
Per annum for colored department, \$3,300	6,600 00

CHARITABLE INSTITUTIONS.

Charitable in-
stitutions.

Hospital for Insane, Mid. Tenn., \$57,500 per annum.....	\$115,000 00
School for deaf and dum, Act March 1867, per capita allowance \$200 per annum, number of pupils estimated at 100, pay- able quarterly for two years, inclusive	

of \$3,600 heretofore appropriated, but not drawn	40,000 00
School for deaf and dumb colored pupils, \$2,500 per annum	5,000 00
School for Blind, white and colored pupils..	34,000 00

BUREAU OF AGRICULTURE, STATISTICS, MINES AND IMMIGRATION.

Salary of Commissioner at \$2,500 per annum	\$ 5,000 00	Bureau of Agriculture, Statistics, Mines and Immigration.
Expenses of Department at \$8,000 per annum	16,000 00	
Geologist salary as Inspector of Mines, \$600 per annum, to be paid out of appropriation for Bureau.....	1,200 00	

MISCELLANEOUS ACCOUNTS.

Express charges on money from collecting officers	\$ 1,000 00	Miscellaneous Accounts.
Tax aggregate	2,400 00	
Supreme Court Reports, printing and distributing	3,700 00	
Publishing Governor's Proclamation.....	500 00	
Publishing Acts in newspapers.....	312 31	
Copying Acts for newspapers, and indexing Acts.....	150 00	
State Board of Health.....	6,000 00	
An additional appropriation to be expended only in case of epidemic, on approval of the Governor	6,000 00	
Amount expended for the arrest of John H. Hide.	110 00	
Presidential Electors	730 08	
Public arms expense, and for protection of public documents, \$250 per annum...	500 00	
Bibles and literature for convicts in Penitentiary, \$500 per annum	1,000 00	

SEC. 2. *Be it further enacted*, That the Comptroller of the Treasury issue his warrant to each member of the House, and the officers of the same, for the amounts stated to be due them in the following schedule:

NAMES OF REPRESENTATIVES.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	Total.
Aimison, Wm .....	.....	.....	75	\$300	\$300 00
Allen, J. M	138	\$22 08	75	300	322 08
Anderson, Jackson	356	56 96	75	300	356 96
Anderson, W. E	340	54 40	75	300	354 40
Barnhill, J. T	444	71 04	75	300	371 04
Beard, E. E	60	9 60	52	208	217 60
Bearden, M. D	526	84 16	75	300	384 16
Beddow, C. P	274	48 84	75	300	343 84
Beatty, Claiborne	600	96 00	75	300	396 00
Binns, J. E .....	.....	.....	75	300	300 00
Blackburn, J. K. P	134	21 44	73	292	313 44
Bonner, T. J	340	54 40	75	300	354 40
Britton, D. D	692	110 72	75	300	410 72
Brogan, T. J	464	74 24	75	300	374 24
Browder, S. E	388	62 08	75	300	362 08
Brown, T. N	558	89 28	75	300	389 28
Browning, R. H	400	64 00	75	300	364 00
Bullock, W. P	110	17 60	75	300	317 60
Burke, F. A	104	16 64	75	300	316 64
Butler, R. R	825	132 00	75	300	432 00
Carmack, E. W	94	15 04	75	300	315 04
Coldwell, Ernest	126	20 16	75	300	320 16
Crunk, H. C	58	9 28	75	300	309 28
Cockrill, M .....	.....	.....	75	300	300 00
Cummings, J. H	104	16 64	75	300	316 64
Davis, T. H	344	55 04	75	300	355 04
Dobson, A. S. N	720	115 20	75	300	415 20
Dulaney, N. T	782	125 12	75	300	425 12
Erwin, W. W	264	42 24	75	300	342 24
Evans, P. W	460	73 60	75	300	373 60
Evans, G. E	464	74 24	75	300	374 24
Farr, John C .....	.....	.....	8	32	32 00
Fielder, A. T	372	59 52	75	300	359 52
Fields, W. A	476	76 16	75	300	376 16
Fisk, A	280	44 80	75	300	344 80
Fowlkes, H. L	376	60 16	75	300	360 16
French, A. G	540	86 40	75	300	386 40
Gordon, W. W	170	27 20	75	300	327 20
Guthrie, C. H	421	67 36	75	300	367 36
Haggard, W. P	308	49 28	75	300	349 28

NAMES OF REPRESENTATIVES.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	Total.
Hale, W. J	84	13 44	75	300	313 44
Hancock, R. A.....	122	19 52	75	300	319 52
Hanna, J. A.....	340	54 40	75	300	354 40
Harrell, J. C.....	542	86 72	75	300	386 72
Haynes, Robert W.....	330	52 80	75	300	352 80
Haynes, S. H.....	464	74 24	75	300	374 24
Hodge, W. C.....	302	48 32	75	300	348 32
Hodges, D. T.....	688	110 08	75	300	410 08
Idol, Willis.....	624	99 84	75	300	399 84
Jackson, E. L.....	180	28 80	75	300	328 80
Johnson, T. B.....	52	8 32	75	300	308 32
Johnson, J. W.....	.....	.....	75	300	300 00
Keeton, M. F.....	340	54 40	75	300	354 40
Lamb, A. B.....	270	43 20	75	300	343 20
Lashlee, J. P.....	174	27 84	75	300	327 84
Lassiter, E. D.....	255	40 80	75	300	340 80
Lewis, J. W.....	280	44 80	75	300	344 80
Lewis, T. W.....	164	26 24	75	300	326 24
Love, J. R.....	454	72 64	75	300	372 64
McCauley, J. J.....	166	26 56	75	300	326 56
McElwee, S. A.....	368	58 88	75	300	358 88
McKinney, J. R.....	268	42 88	75	300	342 88
McSween, W. J.....	654	104 64	75	300	404 64
Miller, J. L.....	228	36 48	75	300	336 48
Morgan, J. D.....	378	60 48	75	300	360 48
Munford, A. H.....	124	19 84	75	300	319 84
Murrell, D. L.....	330	52 80	75	300	352 80
Neal, Tom W.....	408	65 28	75	300	365 28
Reed, J. W.....	620	99 20	75	300	399 20
Redman, M. F.....	500	80 00	75	300	380 00
Revelle, Ike K.....	368	58 88	75	300	358 88
Rogers, B. D.....	88	14 08	75	300	314 08
Ruhm, John.....	.....	.....	75	300	300 00
Rushing, W. A.....	50	8 00	75	300	308 00
Sanders, J. C.....	130	20 80	75	300	320 80
Shipley, J. T.....	526	84 16	75	300	384 16
Sims, S. A.....	686	109 76	75	300	409 76
Skelton, L. L.....	200	32 00	75	300	332 00
Smith, R. A.....	770	123 20	75	300	423 20
Solomon, A. M.....	244	39 04	75	300	339 04

NAMES OF REPRESENTATIVES.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	Total.
Steele, J. W.....	100	16 00	75	300	316 00
Sugg, N. R.....	84	13 44	75	300	313 44
Taylor, G. C.....	94	15 04	75	300	315 04
Thornburg, R.....	576	92 16	75	300	392 16
Trousdale, J. A.....	50	8 00	75	300	308 00
Tyler, A. J.....	710	113 60	75	300	413 60
Vaughn, E. R.....	404	64 64	75	300	364 64
Vernon, J. W.....	464	74 24	75	300	374 24
Wade, W. W.....	374	59 84	75	300	359 84
Warfield, C. P.....	120	19 20	75	300	319 20
Warren, J. J.....	270	43 20	75	300	343 20
Weems, Joseph.....	114	18 24	75	300	318 24
Weisner, Edwin.....	700	112 00	75	300	412 00
White, J. H.....	96	15 36	75	300	315 36
Willis, J. G.....	16	26 56	75	300	326 56
Wooten, J. S.....	120	19 20	75	300	319 20
Yancy, T. B.....	580	92 80	75	300	392 80
Young, A. H.....	140	22 40	75	300	322 40
Young, J. M.....	540	86 40	75	300	386 40
OFFICERS.					
Manson, J. A., Speaker..	430	68 80	75	450	518 80
Wade, E. B., Prin. Clerk.....			75	450	450 00
Crockett, C. W., Assistant Clerk.....			75	450	450 00
Kelley, W. C., Journal Clerk.....			35	210	210 00
Kennedy, Mrs. Alice, En- grossing Clerk.....			75	450	450 00
Milliken, B. H., Engross- ing Clerk.....			13	78	78 00
Ottarson, Mrs. P. N., Assistant Engrossing Clerk.....			13	78	78 00
Brown, W. E., Sergeant- at-arms.....			85	340	340 00
Dulaney, N. T., jr., Assist- ant Sergeant-at-arms ..			75	300	300 00
Bell, Charles, porter.....			75	225	225 00
Harris, Frank, porter.....			75	225	225 00
Reese, Philip, porter.....			75	225	225 00

OFFICERS.	No of Miles.	Mileage.	No. of Days.	Per Diem.	Total.
Halley, C. A.....	3	18	18 00
Schwarz, Miss Kate, Assistant Engrossing Clerk	4	24	24 00

SEC. 3. *Be it further enacted,* That the Comptroller of the Treasury issue his warrant to each member of the Senate, and to each officer and employee of the same for the amount stated to be due them in the following schedule:

NAMES OF SENATORS.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	Total.
Atkins, J. C.....	374	60 04	75	300	360 04
Bagwell, Alex.....	230	36 80	75	300	336 80
Blackmore, J. W.....	50	8 00	75	300	308 00
Brown J. W	696	111 36	75	300	411 36
Bryan, M. T.....	.....	.....	75	300	300 00
Case, H. B	302	48 32	75	300	348 32
Edmondson, J. P.....	572	91 52	51	204	295 52
Farmer, J. H	172	27 52	75	300	327 52
Gaut, Jesse H.....	362	57 92	75	300	357 92
Keith, John Y.....	344	55 04	75	300	355 04
Kercheval, T. A.....	.....	.....	75	300	300 00
Lamb, J. B	244	39 04	75	300	339 04
Logan, S. T.....	526	84 16	75	300	384 16
Looney, A. M.....	98	15 68	75	300	315 68
Lyle, W. J	386	61 76	75	300	361 76
Martin, G. W	280	44 80	75	300	344 80
McBride, P. H.....	166	26 56	75	300	326 56
McDowell, J. H.....	330	52 80	75	300	352 80
McElroy, A. J.....	254	40 64	75	300	340 64
Metcalf, Lewis.....	170	27 20	75	300	327 20
New, Jno. Coffee.....	104	16 64	75	300	316 64
Phillips, Wm.....	665	106 40	75	300	406 40

NAMES OF SENATORS.	No. of Miles	Mileage.	No. of Days.	Per Diem.	Total.
Ramsey, H. B.....	483	77 28	75	300	\$377 28
Rogers, J. P.....	574	91 84	75	300	391 84
Rowan, S. P.....	558	89 28	75	300	389 28
Shaver, W. R.....	92	14 72	75	300	314 72
Simerly, Jno. M.....	770	123 20	75	300	423 20
Smith, Warren.....	380	60 80	75	300	360 80
Smith, W. J.....	464	74 28	75	300	374 28
Stovall, A. W.....	394	63 04	75	300	363 04
Thomas, D. B.....	150	24 00	75	300	324 00
Wright, J. W.....	340	54 40	75	300	354 40
OFFICERS.					
Berry, C. R., Speaker.....	40	6 40	75	450	456 40
Long, T. C., Principal Clerk			75	450	450 00
Harris, J. A., Assistant Clerk			75	450	450 00
Griffin, George W., Sergeant-at-arms			68	272	272 00
Tanner, T. C., Sergeant-at-arms			7	28	28 00
Ewing, Caruthers, Sergeant-at-arms			72	288	288 00
Dromgoole, Miss W. A., Engrossing Clerk.....			75	450	450 00
Terry, Jno., porter.....			75	300	300 00
Terry, Jno., porter.....			3	6	6 00
Terry, Jno., porter, Committee services.....			10	20	20 00
Johnson, Jacob, Assistant porter			69	207	207 00
Johnson, Jacob, Assistant porter			3	3	3 00
Johnson, James, Assistant Sergeant-at-arms...					18 00
Jones, R. H., Assistant Sergeant-at-arms.....					4 00
Gill, G., Assistant Sergeant-at-arms.....					18 00
Turner, James F., Assistant Sergeant-at-arms..					18 00
Gee, M. M., Assistant Sergeant-at-arms.....					14 00
Hyde, Ed., Assistant Sergeant-at-arms.....					18 00
Nichols, Edgar, Assistant Sergeant-at-arms...					4 00
Hanifin, P. J., Assistant Sergeant-at-arms.....					18 00

Chickering, C. B., Assistant Sergeant-at-arms..	18 00
Tanner, T. C., Sergeant-at-arms	16 00
Tanner, T. C., hack hire.....	1 50
Kline, Simon, Assistant Sergeant-at-arms.....	20 00
Capps, Robert, Assistant Sergeant-at-arms.....	20 00
Watson, Assistant Sergeant-at-arms.....	20 00
Jordan, James, Assistant Sergeant-at-arms.....	20 00
George W. Griffin, Sergeant-at-arms, waiting on Penitentiary Investigating Committee...	13 85

SEC. 4. *Be it further enacted*, That the Principal Clerk of the House be directed to remain a sufficient time after the adjournment of the General Assembly to file properly the papers of the House with the Secretary of State; to recopy the Journals of the House for the public printer, reading proof, superintending the printing of the same, and making the index to the printed Journals, for which the sum of one thousand dollars (\$1,000) is hereby appropriated, and the Comptroller shall issue his warrant for said amount when the Clerk shall have performed these duties and closed his business.

SEC. 5. *Be it further enacted*, That the assistant clerk shall remain a sufficient time after adjournment and assist the Principal Clerk in recopying the journals, and when said duty shall have been performed the Comptroller shall issue his warrant for \$200 to said Assistant Clerk for said services.

SEC. 5½. *Be it further enacted*, That the Principal and Assistant Clerks of the Senate be directed to remain a sufficient number of days, not exceeding fifty days each, after the adjournment of the General Assembly, to file properly the papers of the Senate with the Secretary of State, and to copy the Journal of the Senate for publication, for which service they shall be allowed their usual per diem (\$6.00), and for said amounts the Comptroller shall issue his warrants to said Clerks when they shall have performed these duties.

SEC. 6. *Be it further enacted*, That as soon as the Journal is copied the Principal Clerk shall remain a sufficient time to superintend the printing of the same, read the proof and prepare the index to the Journal, for which services he shall be allowed \$600, and the Comptroller shall issue his warrant for said amount to the Clerk when he shall have performed these duties and closed his business.

SEC. 7. *Be it further enacted*, That the Comptroller issue his warrants on the Treasurer in favor of the following persons for the services and amounts indicated: Charles H. Bell, porter, for two days' extra services before meeting, and ten days during recess (12 days at \$3 per day), \$36; W. F. Anderson, three days' services, \$3.

SEC. 8. *Be it further enacted*, That the Comptroller issue his warrant in favor of T. C. Long, Principal Clerk, three days, \$18; J. A. Harris, Assistant Clerk, three days, \$18; W. A. Dromgoole, Engrossing Clerk, three days, \$18, for service after the expiration of the 75 days.

SEC. 9. *Be it further enacted*, That the sum of \$135, or so much thereof as may be necessary to pay the commissioners appointed by the Act of April 2, 1885, to re-run and mark the State line between Tennessee and North Carolina, be and the same is hereby appropriated.

SEC. 10. *Be it further enacted*, That the Comptroller draw his warrant upon the Treasurer in favor of Jesse West, Trustee of Macon County, for the sum of \$49.57, the same being the amount of an error made by Comptroller Nolan against said Trustee in settlement made with him the 24th day of January, 1882.

SEC. 11. *Be it further enacted*, That the Comptroller be and he is hereby directed to draw his warrant on the State Treasury in favor of the persons and under authority of the resolutions hereinafter mentioned, to-wit:

House resolution No. 19, for porters, John Rains and Ben Campbell, each \$15.....\$	30 00
Senate resolution No. 15, for messenger, Robert M. Williams.....	12 00
Senate resolution No. 12, for postage to Senators, through the Sergeant-at-arms, for Senators.....	150 00
House resolution No. 24, for postage to Representatives, through the Sergeant-at-arms.....	475 00
House resolution No. 36, for C. A. Halley, Assistant Clerk, organizing the House...	12 00
Senate resolution No. 10, for Jesse Wood, porter of the Senate.....	24 00
House resolution No. 47, for Cherry, Morrow & Co., for chest for Journals, etc....	8 10

House joint resolution No. 62, for Harding Light Artillery Band Company.....	35 00
Weakley & Warren, 350 chairs.....	29 16
A. B. Payne & Co., paper and wire.....	1 80
W. F. Anderson, Mingo Elliott and Horn, \$4 each.....	12 00
David Bell, drayage.....	1 00
Senator Rogers, telegraphing.....	1 60
L. Rosenheim, Bro. & Co., flags and furnishing.....	5 00
J. Dautel, hauling cedar and tolls on pike.	3 20
Senate joint resolution No. 29, for A. J. McWhirter for Tennessee exhibit at New Orleans Exposition.....	10,000 00
Senate joint resolution No. 37, for Treasurer of the State, for amount used by the Treasurer in redemption of 127 \$1,000 bonds.....	10,386 95
Senate joint resolution No. 30, for Oman & Stewart for repairs on Jackson's tomb...	350 00
Senate joint resolution No. 5, for Robert Gibson.....	39 33
House joint resolution No. 82, for George T. Williams.....	24 25
Benson & Co.....	145 10
Weakley & Warren.....	46 00
Phillips & Buttorff.....	25 25
Briggs & Moore.....	225 00
C. P. Williams.....	21 25
Bell & Co., for repairs and furniture for the Capitol.....	15 95

SEC. 12. *Be it further enacted*, That the Comptroller issue his warrant upon the Treasurer for the sum of one hundred and seventy-five (175) dollars in favor of D. Loveman & Co., for flag (State colors) purchased by the State; and to N. Baxter, Jr., Clerk, etc., to pay judgment by him obtained against the State in the Chancery Court of Nashville, which was certified to the Comptroller by the clerk of the court, three hundred and twenty-nine dollars.

SEC. 13. *Be it further enacted*, That the Comptroller issue his warrant on the Treasurer to Thomas H. Paine for six hundred (600) dollars, for expense as State Superintendent of Public Instruction for the past two years.

SEC. 14. *Be it further enacted*, That the sum of five

hundred (500) dollars is hereby appropriated to pay the expenses of quarantine of diseased cattle at Jackson, Tenn.; the Comptroller is hereby authorized to draw his warrant for the above amount, or so much as may be needed thereof.

SEC. 15. *Be it further enacted*, That the Comptroller issue his warrant on the Treasurer in favor of the following persons, for the services and expenses indicated:

1. House Committee to visit Louisville Reform School; John W. Steele, A. B. Lamb, E. R. Vaughan, S. H. Haynes, N. T. Dulaney, A. J. Tyler, S. A. Sims, R. A. Smith, C. P. Beddow and D. D. Britton, expenses, each...\$ 7 50
2. Committee to visit Knoxville charitable institutions: E. R. Vaughn, A. S. N. Dobson, W. A. Rushing, John W. Steele, M. F. Redman, R. W. Haynes, S. A. McElwee, each... 12 50
- Also, Senators H. B. Case, \$14; John P. Edmondson, chairman, \$21; S. T. Logan, \$10; W. R. Shaver, \$14; and \$2.50 each to Dobson and Redman additional..... 5 00
3. Code Committee: Senators M. T. Bryan, J. W. Blackmore, A. W. Stovall and Representatives E. W. Carmack, H. C. Crunk, Jno. Ruhm, J. W. Vernon, A. H. Munford, each ten days at \$4, sitting during recess, each \$40; George Griffin, Sergeant-at-arms of Senate, ten days during recess..... 40 00
4. Funding Board Committee: Senators J. W. Wright, H. B. Case and Representatives B. D. Rogers, A. J. Tyler, J. M. Young, each ten days, at \$4, sitting during recess, each... 40 00

Be it further enacted, That the Comptroller issue his warrant on the Treasurer for the sum of \$10 in favor of Phil Reese, porter, amount paid by him for washing towels.

Be it further enacted, That the Comptroller draw his warrant on the Treasurer in favor of Thomas J. Bonner for \$44, and to J. A. Hanna for \$44, for work and postage for ten days during recess of the General Assembly as special committee under House resolution No. —.

SEC. 16. *Be it further enacted*, That the Comptroller issue his warrant on the Treasurer in favor of the following named persons, for the services hereafter indicated:

John Terry, for three days' service as porter in the Senate, at \$1 per day.....	\$ 3 00
Jesse Woods, for eight days' service as porter in the Senate, during the last recess, at \$2 per day.....	16 00
Benson & Co., for one curtain and pole in the Senate chamber.....	12 25
Marshall & Bruce, for forty-four Codes (Milliken & Vertrees) furnished the State at \$7.50 each.....	330 00
Mike Irwin, water-closet porter, one hundred days at \$3 per day.....	300 00
John Irwin, porter, pumping water seventy-five days at \$— per day.....	78 00
The Nashville World, for advertising bids for Capitol repairs, deficit in appropriation by the Legislature of 1883.....	5 00
John L. Smith, architect.....	125 00
Sheriff Sparks, of Roane County, expense of arresting prisoners in Texas.....	310 65
M. C. Holmes, of Gibson County, amount paid Comptroller as State tax on petitions for dower in County Court.....	170 00

SEC. 17. *Be it further enacted*, That the sum of \$6,800, or so much thereof as may be necessary, be and is hereby appropriated out of any money in the Treasury not otherwise appropriated, for the purpose of repairing and improving the Capitol building and Capitol grounds; and the Treasurer, Adjutant-General and Secretary of State are hereby created a board to devise and direct the work, and to issue warrants for the payment of same on the Comptroller. The Secretary of State shall be chairman of the Board, and shall sign the warrants. The Adjutant-General shall be the secretary of the Board, and shall keep the minutes of the proceedings and the amount of the expenditures.

SEC. 18. *Be it further enacted*, That the Comptroller issue his warrant on the State Treasurer for \$50 in favor of Drs. W. H. Jolly and S. B. Fowler for services, certified by Judge N. W. McConnell, of the Fifth Circuit, in the case of the State of Tennessee vs. Frank Dennis, for the autopsy of the body of Susan Dennis (together), \$50. Also to Dr. W. C. Cook for autopsy on body of Birdie Patterson, \$25.

SEC. 19. *Be it further enacted*, That the Comptroller

issue his warrant on the Treasurer for the payment of the interest due July 1, 1885, January 1, 1886, July 1, 1886, January 1, 1887, on the bonds comprising the State debt proper, as the same may be payable by statute.

SEC. 20. *Be it further enacted*, That the Comptroller issue his warrant on the Treasurer for the payment of the interest due July 1, 1885, January 1, 1886, July 1, 1886, January 1, 1887, on the bonds comprising the railroad debt, as the same may be payable by statute.

SEC. 21. *Be it further enacted*, That the Comptroller issue his warrant on the Treasurer in favor of the widow of ex-President Polk, for the interest due July 1, 1885, January 1, 1886, July 1, 1886, and January 1, 1887, on the bonds of the State owned and held by her on the first day of January, 1877, not exceeding twenty-nine in number.

SEC. 22. *Be it further enacted*, That the Comptroller issue his warrant on the Treasurer for the payment of interest due July 1, 1885, January 1, 1886, July 1, 1886, and January 1, 1887, on bonds and certificates of indebtedness held by charitable, literary or educational institutions in the State, as the same may be due by existing laws.

SEC. 23. *Be it further enacted*, That the Comptroller issue his warrant on the Treasurer for the sum of \$900 to pay the balance due on account of the reward offered for the arrest of Andy Taylor.

SEC. 24. *Be it further enacted*, That the Comptroller issue his warrant upon the Treasurer to the School for the Deaf and Dumb at Knoxville for the following amounts and the purposes named:

WHITE DEPARTMENT.

For repairing porches, bath-rooms for boys and water pipe.....	\$3,000
For heating apparatus for sitting and sleeping-rooms.....	4,000

COLORED DEPARTMENT.

Purchase of property, payable September 1, 1885.....	\$5,500
Repairs and fencing.....	1,000

SEC. 25. *Be it further enacted*, That the Comptroller draw his warrant upon the Treasurer for the sum of \$523 to pay all charges in connection with the work of the Penitentiary Investigating Committee as per itemized statement filed in the Comptroller's office.

SEC. 26. *Be it further enacted*, That the sum of \$1,500, or so much thereof as may be necessary, is hereby appropriated to be placed at the disposal of the Comptroller for the purpose of paying costs, printing and traveling expenses of counsel in going to and from Washington for the purpose of trying the following cases which have been appealed to the Supreme Court of the United States: The two cases of the State of Tennessee against Geo. K. Whitworth, trustee, etc., and the State of Tennessee against the Pullman Southern Car Company.

SEC. 27. *Be it further enacted*, That the sum of \$44,062 is hereby appropriated for the support of 235 patients in the East Tennessee Hospital for the Insane from October 1, 1885, to December 31, 1886, that being the same rate for patients as provided for the Middle Tennessee Hospital for the Insane; and also, \$2,500 to pay the Superintendent of the East Tennessee Hospital for the Insane for the same time at rate of \$2,000 per annum.

SEC. 28. *Be it further enacted*, That the Comptroller issue his warrant to C. W. Crockett, for two days' services at \$4 per diem as Sergeant-at-arms during the organization of the House.

SEC. 29. *Be it further enacted*, That the following sums are hereby appropriated to pay Comptroller's warrants, issued by order of the Governor for rewards, and under Sections 5340, 5341 and 5342 of Thompson & Steger's Code: Warrant No. 5,739, for \$150, issued for the arrest of Mattie Bohlen for murder in Shelby County, and Warrant No. 5,740, issued to G. T. O'Hoolle for \$79.75, for the arrest of Jesse Wagner, Shelby County, for larceny, and \$82.20 for arrest of Redman and Williams, Shelby County, for larceny; Warrant No. 5,741, for \$35.90, issued to T. J. Parr, Sheriff, for arrest of Joe Gruer, horse-stealing, Gibson County; and Warrant No. 5,921, for \$200, issued to J. F. Ledbetter for arrest of Geo. Mitchell, for murder, Warren County; and Warrant No. 5,950, for \$100, issued to T. N. Dixon for expenses of arrest of Andy Taylor, Loudon County; and Warrant No. 6,124, for \$250, issued to J. N. Morris

for arrest of Crockett Stark for murder, Shelby County; and Warrant No. 6,402, issued to W. D. Cannon for arrest of Rives and Turner, for obtaining money under false pretenses, Montgomery County, for \$421.75, and \$1,005.25 to agents under Sections 5340, 1 and 2 of Thompson & Steger's Code, for arrest of Mingo Brown, convicted of burglary and larceny, Davidson County; and Warrants No. 6,631-2, \$300, issued to W. C. Davis for arrest of Willis Coles and John McKeever, for murder, Shelby County:

SEC. 30. *Be it further enacted*, That the Comptroller draw his warrant on the Treasurer in favor of the State, and the parties entitled to the fund mentioned in and according to the provision of Chapter 120, page 232 of the Acts of this General Assembly, approved April 9, 1885, said funding being \$30,500.

Be it further enacted, That the Comptroller issue his warrant to P. R. Hicks for the sum of \$227.30, for the arrest of O'Neal and Holland for larceny, Knox County.

SEC. 31. *Be it further enacted*, That the Comptroller issue his warrant on the Treasurer in favor of C. H. Bell, porter, and Frank Harris, porter, and Phillip Reese, porter, for \$9 each for three days' services after close of regular session.

Be it further enacted, That the Comptroller issue his warrant for three days' service each to the Principal and Assistant Clerks of the House, for services rendered after the seventy-five days had expired, at the usual per diem of \$6 per day.

SEC. 32. *Be it further enacted*, That the Comptroller issue his warrant to John P. Rogers, member of the Penitentiary Committee, for \$4 for expenses on trip to branch prisons.

SEC. 33. *Be it further enacted*, That the Comptroller draw his warrant on the Treasurer in favor of John M. Simerly, former Sheriff of Carter County, Tennessee, for the sum of \$55, as expenses incurred in conveying Elisha Hunnicut from North Carolina to Tennessee, under a requisition from the Governor of Tennessee, said Hunnicut being indicted in Carter County for murder in the first degree, and that the Comptroller also issue his warrant on the Treasurer, in favor of E. W. Hickman, for \$12 for three days' services in organizing the Senate.

SEC. 34. *Be it further enacted*, That the Comptroller issue his warrant to Hiram G. Little for the sum of

\$100, expenses incurred by him as the agent of the State in arresting in the State of Kentucky, and bringing to this State, John Bowles, indicted for the murder of Jacob Little. Said sum is hereby appropriated. That the Comptroller issue his warrant on the Treasurer in favor of the following persons for the following amounts: To John Rains for seventeen days' services attending Funding Board New Issue Committee, \$17; to John Terry, for washing towels, \$3.75.

SEC. 35. *Be it further enacted*, That the Comptroller is hereby directed to issue his warrant upon the Treasurer for the sum of \$500 to John M. Thatcher, Lee L. Ayers and Simon Kline, detectives under the proclamation of Gov. Bate for the apprehension and arrest of Almers Young, Charles Latham and Frank Freeman, felons who murdered one J. L. Montgomery, of the County of Obion.

SEC. 36. *Be it further enacted*, That the sum of \$550 be and the same is hereby appropriated for the purpose of paying fees due clerks and trustees on land sales for taxes for 1882, and bought in by the State, and that the Comptroller draw his warrant on the Treasurer in favor of the Clerks and Trustees for the sums due them severally as aforesaid.

SEC. 37. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed June 8, 1885.

J. A. MANSON,

Speaker of the House of Representatives.

C. R. BERRY,

Speaker of the Senate.

Approved June 9, 1885.

WM. B. BATE,

Governor.

CHAPTER 5.

A Bill to be entitled an Act to provide revenue for the State of Tennessee and the counties thereof.

State tax. SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That the State tax on every one hundred dollars' worth of taxable property shall be forty cents for the year 1885, and for every subsequent year thereafter, thirty cents of which shall be for State purposes, and ten cents for school purposes.

County tax. SEC. 2. *Be it further enacted,* That the several County Courts of this State be, and they are hereby, authorized and empowered to levy an annual County tax on every one hundred dollars' worth of taxable property, not exceeding the State tax, and exclusive of the tax for public roads and schools, and interest on county debts.

Merchants' tax. SEC. 3. *Be it further enacted,* That all merchants shall pay *ad valorem* tax upon the average capital invested by them, of forty cents on each one hundred dollars, thirty cents of which shall be for State purposes, and ten cents for school purposes, and a privilege tax of twenty cents on each one hundred dollars' worth of taxable property for State purposes; *provided,* that such privilege tax (without regard to the length of time they do business) shall in no case be less than five dollars, which five dollars is to be paid when the license is taken out, and in case of those whose privilege tax amounts to more than five dollars, the five dollars paid shall be a credit when the balance of the tax is paid. And they shall pay a privilege tax of ten cents on each one hundred dollars of their capital so invested for school purposes.

Census 1880. SEC. 4. *Be it further enacted,* That the rate of taxation on the following privileges shall be as follows, per annum (where the population is referred to, it shall be controlled by and refer to the Federal census of 1880):

ARTISTS AND PHOTOGRAPHERS.

Artists and Photographers. In cities, towns and taxing districts of over 10,000 inhabitants, each, per annum.....\$ 50 00
In cities, towns and taxing districts of 5,000 to 10,000 inhabitants, each, per annum.....Google 25 00

In cities, towns and taxing districts of 3,000 to 5,000 inhabitants, each, per annum.....	15 00
In cities, towns and taxing districts of 1,000 to 3,000 inhabitants, each, per annum.....	10 00
In cities, towns and taxing districts of under 1,000 inhabitants, each, per annum.....	6 00
In counties outside of incorporated towns, cities or taxing districts.....	5 00
Persons (other than artists and photographers of this State) soliciting pictures to be enlarged outside of this State, each, per annum	10 00

ARCHITECTS AND CIVIL ENGINEERS.

Architects and civil engineers	10 00	Architects and Civil Engineers.
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AUCTIONEERS.

In cities, taxing districts or towns of 40,000 inhabitants or over, each, per annum.....	50 00	Auctioneers.
In cities, taxing districts or towns of 30,000 to 40,000 inhabitants, each, per annum.....	40 00	
In cities, taxing districts or towns of 20,000 to 30,000 inhabitants, each, per annum.....	35 00	
In cities, taxing districts or towns of 10,000 to 20,000 inhabitants, each, per annum	25 00	
In cities, taxing districts or towns of 5,000 to 10,000 inhabitants, each, per annum.....	15 00	
In cities, taxing districts or towns of under 5,000 inhabitants, each, per annum.....	10 00	

AUCTION AND COMMISSION MERCHANTS.

The same as charged other merchants.

Auction and Commission Merchants.

BANKS AND BANKING.

In cities, taxing districts or towns of 40,000 inhabitants or over, each, per annum.....	500 00	Banks and Bankers.
In cities, taxing districts or towns of 30,000 to 40,000 inhabitants, each, per annum	400 00	
In cities, taxing districts or towns of 20,000 to 30,000 inhabitants, each, per annum.....	350 00	
In cities, taxing districts or towns of 10,000 to 20,000 inhabitants, each, per annum	250 00	
In cities, taxing districts or towns of 5,000 to 10,000 inhabitants, each.....	150 00	
In cities, taxing districts or towns of 5,000 inhabitants and under, each, per annum.....	100 00	

BREWERS.**Brewers.**

In counties of 60,000 inhabitants or over, each, per annum.....	100 00
In counties of less than 60,000 inhabitants each, per annum	50 00

BROKERS.**Brokers.**

(Other than real estate or merchandise, and not paying tax as bankers.)

In cities, taxing districts or towns of 20,000 inhabitants or over, each, per annum	200 00
In cities, taxing districts or towns of 10,000 to 20,00 inhabitants, each, per annum.....	100 00
In cities, taxing districts or towns of less than 10,000 inhabitants, each, per annum	50 00
Real estate brokers and agents, 5 00, and one per cent. on commissions, and they shall file a bond as required of merchants. Brokers for commission on merchandise, the same rate as charged other mer- chants.	

BUTCHERS.**Butchers.**

This includes all offices, stalls and stores for the sale of fresh meat at retail.

In cities, taxing districts or towns (or adja- cent thereto) of 20,000 inhabitants or over, each, per annum.....	50 00
In cities, taxing districts or towns (or adja- cent thereto) of 10,000 to 20,000 inhabit- ants, each, per annum.....	30 00
In cities, taxing districts or towns (or adja- cent thereto) of 5,000 to 10,000 inhabitants, each, per annum.....	20 00
In cities, taxing districts or towns (or adja- cent thereto) of — to 5,000 inhabitants, each, per annum.....	10 00

No tax to be collected from butchers in towns of population of less than 1,000; *provided*, that nothing in this section shall be construed to include farmers or producers who may sell their own products at wholesale or retail, but said farmer or producer shall not sell at retail any carcass or portion thereof in smaller or less quantity than by the quarter of said animal or carcass.

BOARDING-HOUSES,

Boarding-
houses.

Kept for transient customers.

In cities, taxing districts or towns of 20,000 inhabitants or over, each room, per annum..	1 00
In cities, taxing districts or towns of 5,000 to 20,000 inhabitants, each room, per annum...\$	75
In cities, taxing districts or towns of 2,000 to 5,000 inhabitants, each room, per annum...:	50
In cities, taxing districts or towns of less than 2,000 inhabitants, each room, per annum...	35

BILLIARDS.

Billiards.

See games.

CIGAR STANDS.

Cigar Stands.

Charged as other merchants.

COTTON COMPRESS.

Tax as other property, and compresses pressing one bale and under 20,000 bales.....\$	75 00	Cotton Com- press.
20,000 and under 50,000.....	100 00	
50,000 and under 100,000.....	150 00	
100,000 and under 200,000.....	200 00	

And an increase in tax in proportion as the number of bales increase above 200,000 bales.

COMMERCIAL AGENCIES.

Commercial
Agencies.

In cities, taxing districts or towns of 20,000 inhabitants or over, on each office, per annum..\$	150 00
In cities, taxing districts or towns under 20,000 inhabitants, on each office, per annum.....	100 00

COUNTY CERTIFICATES OR WARRANTS.

County Certifi-
cates or War-
rants.

Dealers in, not paying tax as bankers or brokers.

In cities, taxing districts or towns of 40,000 inhabitants or over, each, per annum.....\$	50 00
In cities, taxing districts or towns of 20,000 to 40,000 inhabitants, each, per annum.....	30 00
In cities, taxing districts or towns of 5,000 to 20,000 inhabitants, each, per annum.....	20 00
In cities, taxing districts or towns of less than 5,000 inhabitants, each, per annum.....	10 00

CIRCUSES AND EXHIBITIONS.

Circuses and Exhibitions.

Circuses or exhibitions given by any portion of a circus, whether horses are used or not, each day and night, or day or night, each...	\$150 00
Menageries, each day and night, each.....	150 00
Circuses and menageries combined, each day and night, or day or night, each.....	150 00
Side-shows and other shows and concerts in connection with the above, taxed separately under their appropriate heads, if they charge a separate or additional entrance fee; slight of hand and legerdmain, each day and night, or day or night, each.....	7 50
Other exhibitions for profit (except circuses, menageries, theaters, etc.), except exhibitions purely for charitable purposes and those given by amateurs or home troupes, each day and night, or day or night, each...	7 50
Per month.....	50 00

EATING-HOUSES.

Eating-houses.

All public eating-houses, except for religious or charitable purposes, each, per annum.....	10 00
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ELECTRIC LIGHT COMPANIES.

Electric Light Companies.

That electric light companies shall be taxed at \$1.00 per light per annum, to be paid by the company.

FERRIES.

Ferries.

Except those run by hand, using rope, or with oars, when the landings in this State are at or within five miles of taxing districts.

Cities or towns of 10,000 inhabitants or over, each, per annum.....	\$ 50 00
At or within five miles of cities, taxing districts or towns of 5,000 to 10,000 inhabitants, each, per annum.....	30 00
At or within five miles of cities, taxing districts or towns of 1,000 to 5,000 inhabitants, each, per annum	20 00
At or within five miles of cities, taxing districts or towns of less than 1,000 inhabitants, each, per annum.....	15 00

All ferries taxable under this Act more than five miles from a town, city or taxing district.....	10 00
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FRUIT STANDS.

Fruit Stands.

Taxed as other merchants.

FUTURES.

Futures.

Each person, firm, company or corporation dealing therein, and each branch or agency of such firm, company or corporation, per annum.....	\$5,000
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GAS COMPANIES.

Gas Companies.

In cities, taxing districts or towns of 40,000 inhabitants or over, per annum	\$400 00
In cities, taxing districts or towns of 20,000 to 40,000 inhabitants, per annum.....	300 00
In cities, taxing districts or towns of 10,000 to 20,000 inhabitants, per annum.....	200 00
In cities, taxing districts or towns of 5,000 to 10,000 inhabitants, per annum.....	100 00
In cities, taxing districts or towns of 500 and less than 5,000 inhabitants, per annum.....	50 00

GAMES.

Games.

Billiard tables, pool tables, flying jennies, bagatelle tables, Jenny Lind tables, and ten-pin alleys, roller coasters, on each, in cities, taxing districts or towns of 20,000 inhabitants or over, each, per annum.....	\$ 30 00
In cities, taxing districts or towns from 10,000 to 20,000 inhabitants, each, per annum.....	25 00
In cities, taxing districts or towns of 5,000 to 10,000 inhabitants, each, per annum.....	20 00
In cities, taxing districts or towns of 2,000 to 5,000 inhabitants, each, per annum.....	15 00
In cities, taxing districts or towns of less than 2,000 inhabitants, each, per annum.....	10 00
In counties outside of towns, cities and taxing districts	10 00
All devices used by persons as a source of profit to themselves, such as throwing balls at wooden figures or any other object,	

throwing rings, or any other device of like nature 10 00

And said tax shall be paid by every saloon-keeper or other person who keep any of the above in connection with his or her business, and for the use of the public, whether the same is charged for or not.

**Hotels and
Taverns.**

HOTELS AND TAVERNS.

Each room, except two, per annum.....\$ 1 00

Hotels kept at places for summer resort to be taxed as other hotels in towns of over 500 inhabitants, but may be paid monthly; *provided*, towns of 500 inhabitants or less, 50 cents each room.

HUCKSTERS.

Hucksters.

Taxed as other merchants.

(Persons who travel around their Counties, collecting up marketing, chickens, butter, eggs, rags, fruit etc., and such things as they carry to market, are not subject to a tax, either as hucksters or peddlers.)

ICE—DEALERS IN.

Ice-dealers.

Each person or firm or corporation importing ice from other States, or selling to the trade 50 00

Each person or firm retailing or selling ice from any car running upon any railroad in this State 50 00

(in lieu of of all other taxes, to be paid in any county in the State through which the road runs, and in which such sale or sales may be made.)

Retail ice dealers running wagons in connection with their business.....\$ 10 00
(but in towns of less than 1,000 inhabitants no tax shall be charged to retail dealers in ice.)

INSURANCE AGENTS.

**Insurance
Agents.**

Each agent of insurance companies, fire, accident or life, including companies doing business on the assessment plan, in each county in which they do business, per annum, to be collected by the County Clerk.....10 00

ITINERANTS.

Itinerants.

All persons, whether physicians or not, either selling medicines or advertising their services, or both, by appearing on the streets or elsewhere, and making harangues for the purpose of advertising as aforesaid, in each county, per annum 100 00

INTELLIGENCE OFFICES.

Keepers of each, per annum..... 10 00 Intelligence Offices.

LIGHTNING-ROD DEALERS.

Each per annum 20 00 Lightning-rod Dealers.
(In each county in which they do business, and no other, \$10.00 for State and \$10.00 for county.)

LIVERY STABLES.

On each stall, per annum\$ 1 00 Livery Stables.

LIQUOR DEALERS.

Liquor Dealers.

Wholesale, each per annum, and in addition taxed as other merchants..... 150 00

Retail, taxed as other merchants, and in addition shall pay as follows:

In cities, taxing districts or towns of 5,000 inhabitants or over, per annum.....\$200 00

At any place not a city, taxing district or town, or any city or town, taxing district of less than 5,000 inhabitants, per annum... 150 00

(Persons selling liquor in quantities of a quart or more, except manufacturers who sell to be sold again, are wholesale dealers, and persons selling in smaller quantities than a quart are retail dealers, and the above tax on liquor dealers applies to all druggists, except in case of wine for sacramental purposes. Persons keeping a bar on steamboats, flatboats, or other vessels or water-crafts, shall pay as other retail liquor dealers.)

LITIGATION.

Litigation.

Each suit in law or equity, including applications for partition, to be paid by unsuccessful party, except in case of partition.....\$ 2 50
Each indictment or presentment..... 5 00

Each appeal to Supreme Court in criminal cases, if defendant is unsuccessful.....	7 50
Each appeal or writ of error or <i>certiorari</i> from a Circuit or Chancery Court, to Supreme Court	5 00
Each appeal or <i>certiorari</i> from a Justice of the Peace.....	2 00
Each case submitted under the small offense law.....	2 00

No tax shall be paid on applications for dower or homestead, and no tax on applications of guardians to sell property for maintenance of wards or to entrench on property of wards, and no tax on suits brought by State, county or municipalities to collect taxes.

Lumber Dealers.

LUMBER DEALERS.

Lumber dealers who buy and sell sawed lumber, and dealers in saw-logs and staves, must pay privilege and *ad valorem* tax as merchants.

Marriage License.

MARRIAGE LICENSE.

Each (for school purposes and the tax to be kept in the county).....	\$ 1 00
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Peddlers.

PEDDLERS.

(Buying or selling for profit, or both.)	
If on foot, in each county, per annum.....	10 00
If with horse or vehicle, in each county, per annum.....	20 00
If with more than one horse for each additional horse in each county, per annum.....	8 00
Of patent medicines and nostrums, if on foot or horse, in each county, each per annum...	40 00
Of patent medicines and nostrums, if with horse and wagon, in each county, each, per annum.....	100 00

Parks.

PARKS.

Public parks (where visitors are charged an admission fee), each, per annum.....	100 00
Base-ball parks (of incorporated companies charging an admission fee).....	300 00

POOL SELLING.

Pool selling.

Each person, company, firm or corporation
engaged therein, each, per annum..... 300 00

PAWNBROKERS.

Pawnbrokers.

In cities, towns or taxing districts of 40,000
inhabitants or over, each, per annum..... 100 00
In cities, towns or taxing districts of 30,000
to 40,000 inhabitants, each, per annum..... 80 00
In cities, towns or taxing districts of 20,000
to 30,000 inhabitants, each, per annum..... 70 00
In cities, towns or taxing districts of 10,000
to 20,000 inhabitants, each, per annum..... 50 00
In cities, taxing districts or towns of 5,000 to
10,000 inhabitants, each, per annum..... 30 00
In cities, taxing districts or towns of under
5,000 inhabitants, each, per annum..... 20 00
In counties, not in towns, cities or taxing dis-
tricts..... 20 00
And in addition they shall pay a tax as other mer-
chants.

PLUMBERS AND GAS-FITTERS.

Plumbers and
Gas-fitters.

Charged as merchants.

RACE-TRACKS.

Race-tracks.

Tracks of one mile or more, each, per annum..\$100 00
Tracks of half mile, each, per annum..... 75 00
Tracks of quarter mile, each, per annum..... 50 00

RAILROAD TICKET AGENTS AND SCALPERS.

Railroad Ticket
Agents and
Scalpers.

Except local station agents.

In cities and taxing districts of over 20,000,
per annum..... 25 00
In cities and taxing districts under 20,000,
and in counties (except local station agents),
per annum..... 10 00

RESTAURANTS.

In cities, taxing districts or towns of 20,000
inhabitants or over, each per annum..... 50 00 Restaurants.
In cities, taxing districts or towns of 10,000
to 20,000 inhabitants, each per annum..... 40 00

In cities, taxing districts or towns of 5,000 to 10,000 inhabitants, each per annum.....	25 00
In cities, taxing districts or towns of 2,000 to 5,000 inhabitants, each per annum.....	15 00
In cities, taxing districts or towns of less than 2,000 inhabitants, each, per annum.....	10 00
In counties, not in towns, cities or taxing districts	10 00

Sample Sellers.

SAMPLE SELLERS.

Persons selling goods to consumers by sample, or taking orders from consumers by sample, or taking measure, in each county, each, per annum.....	10 00
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SECURITIES.

Securities.

Dealers in (other than brokers or bankers). In cities, towns or taxing districts of 20,000 inhabitants or over, each three cents on each dollar employed, but in no instance to be less than, per annum.....	\$ 20 00
In cities, towns or taxing districts under 20,000 inhabitants, and in counties, not in cities, towns or taxing districts, one and one-half cents on each dollar employed, but in no instance less than, per annum.....	20 00

Stocks and Bonds.

STOCKS AND BONDS.

Dealers in (other than brokers or bankers).
Tax same as dealers in securities.

Shaving Notes.

SHAVING NOTES.

Taxed same as dealers in securities and stocks and bonds.

Street Car Companies.

STREET CAR COMPANIES.

In cities, towns or taxing districts of 20,000 inhabitants or over, each per annum.....	50 00
In cities, towns or taxing districts of less than 20,000 inhabitants, each, per annum.....	25 00

SEWING MACHINES—DEALERS IN OR AGENTS.

Sewing Machines—Dealers in or Agents.

Selling sewing machines, either directly or by sample, in counties of 40,000 inhabitants or

over, in each county, each agent and dealer, per annum.....	\$ 20 00
Selling sewing machines, either directly or by sample, in counties of under 40,000 inhab- itants, in each county, each, per annum.....	10 00

(Merchants selling sewing machines upon which they pay a tax as on other merchandise, not to pay the tax required of sellers by sample; *provided*, they sell the same in any one established business place.)

SKATING RINKS.

Skating Rinks.

In cities, taxing districts or towns of 20,000 inhabitants or over, each, per annum.....	\$150 00
In cities, taxing districts or towns of 10,000 to 20,000 inhabitants, each, per annum.....	75 00
In cities, taxing districts or towns of 5,000 to 10,000 inhabitants, each, per annum.....	40 00
In cities, towns and taxing districts of less than 5,000 inhabitants, each, per annum.....	20 00
In counties, not in cities, towns or taxing dis- tricts.....	40 00

SALE STABLES.

Sale Stables.

Each stall, per annum.....	1 00
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SHOOTING GALLERIES AND STANDS.

Shooting Galle-
ries and Stands.

Each, per annum.....	20 00
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STOCK YARDS AND DEALERS IN STOCK.

Stock Yards
and Dealers in
Stock.

Each pen, per annum.....	12 00
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THEATERS.

In cities, taxing districts or towns of 20,000 inhabitants or over, each, per annum.....	400 00	Theaters.
In cities, taxing districts or towns of 10,000 to 20,000 inhabitants, each, per annum.....	260 00	
In cities, taxing districts or towns of 5,000 to 10,000 inhabitants, each, per annum.....	160 00	
In cities, taxing districts or towns of 3,000 to 5,000 inhabitants, each, per annum.....	75 00	
In cities, taxing districts or towns of 1,500 to 3,000 inhabitants, each, per annum.....	40 00	

In cities, taxing districts or towns of less than 1,500 inhabitants, each, per annum.....	20 00
This license may be taken out quarterly.	

VARIETY ESTABLISHMENTS.

Variety Establishments.

Each, per annum.....	300 00
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WATER COMPANIES.

Water Companies

Charged same as gas companies.

TELEPHONE COMPANIES.

Telephone Companies.

Each telephone box, per annum.....	50
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TELEGRAPH COMPANIES.

Telegraph Companies.

For each office or station in a city, taxing district or town of 20,000 inhabitants or over, per annum.....	100 00
In a city, taxing district or town of 2,000 to 20,000 inhabitants, per annum.....	50 00
In a city, taxing district or town of 1,000 to 2,000 inhabitants, per annum.....	10 00

VEHICLES.

Vehicles.

If run for profit within the limits of this State without reference to the residence of the owner, drays, express wagons and carts (except those of express companies and butchers paying a privilege tax, and except those of farmers or gardeners hauling their own produce, also except those manufacturers handling their own manufactured articles, except dealers delivering their goods), carts or wagons hauling coal or pig-iron as a business, shall pay, when drawn by one horse, each, per annum.....	10 00
When drawn by more than one horse, for each additional horse, each, per annum.....	1 00
Hacks, carriages, or wheeled vehicles carrying passengers, that run for profit in this State, without reference to the residence of the owner, when drawn by two or more horses, each, per annum	5 00
Omnibuses and transfer wagons, each, per annum	10 00

SEC. 5. *Be it further enacted*, That the following corporations shall pay directly to the Comptroller's office the following taxes:

EXPRESS COMPANIES.

Express Companies.

(In lieu of all other taxes, except *ad valorem* tax.)

If lines are less than 100 miles long, per annum\$1,000

(And this shall be in lieu of all other taxes.)

If lines are over 100 miles long, per annum..... 2,500

(And this shall be in lieu of other taxes.)

INSURANCE COMPANIES.

Insurance Companies.

(In lieu of all other taxes.)

Life (foreign), $2\frac{1}{2}$ per cent. on gross premium receipts, payable semi-annually; home companies, $1\frac{1}{2}$ per cent. on same. Fire (foreign), $2\frac{1}{2}$ per cent on gross premium receipts, payable semi-annually; home companies $1\frac{1}{2}$ per cent. on same.

RAILROAD COMPANIES.

Railroad Companies.

(Taxed according to statute.)

SLEEPING-CAR COMPANIES.

Sleeping-car Companies.

(In lieu of all other taxes.)

Each company doing business in the State,
on each car, per annum\$250 00

(And this shall be in lieu of all other taxes.)

TELEGRAPH COMPANIES.

Telegraph Companies.

(Taxed according to statute.)

SEC. 6. *Be it further enacted*, That the income derived from all shares of stock in any corporation which are, by their charters, exempt from an *ad valorem* tax, or from bonds exempt from any such tax, shall pay a tax of five per cent. per annum upon the amount of such income. Income tax.

SEC. 7. *Be it further enacted*, That any and all parties whomsoever exercising any of the foregoing privileges, must pay the tax as set forth in this Act for the exercise of said privilege. All parties must pay.

Repealing Act.

SEC. 8. *Be it further enacted*, That all laws or parts of laws in conflict with this Act be and the same are hereby repealed, and that this Act take effect from and after its passage, the public welfare requiring it.
Passed June 12, 1885.

J. A. MANSON,

Speaker of the House of Representatives.

C. R. BERRY,

Speaker of the Senate.

Approved June 12, 1885.

WM. B. BATE,

Governor.

CHAPTER 8.

An Act to reduce the Acts incorporating the city of Knoxville, and the various amendments thereto, to one Act, and to amend the same.

Corporate name

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the Act incorporating the city of Knoxville, and all the various amendments thereto, be, and the same are hereby, amended, so as to read as follows: The inhabitants of the city of Knoxville, Tennessee, within the present boundaries of said city, embracing nine wards as at present constituted, are hereby constituted a body politic and corporate, by the name and the style of the Board of Mayor and Aldermen of the city of Knoxville.

General power.

SEC. 2. The Board of Mayor and Aldermen of said city of Knoxville shall have perpetual succession; shall sue and be sued, implead and be impleaded in all the courts of law and equity, and in all actions whatsoever; may purchase, receive and hold prop-

erty, real and personal; within or beyond the limits of the city, to be used for the burial of the dead, for the erection of water-works, work-houses, houses of correction, hospitals or pest-houses, and may sell, lease or dispose of such property for the benefit of the city, and do all other acts touching the same, as natural persons; may have and may use a common seal, and may change it at pleasure.

SEC. 3. The corporate authorities of said city of Knoxville shall be vested in a Board of Mayor and Aldermen, a Board of Public Works, and such officers as may be appointed or elected in pursuance of law. The legislative powers of said corporation shall be vested in, and exercised by, a Board of Mayor and Aldermen. The Board of Mayor and Aldermen shall be composed of nine Aldermen, who shall be elected for a term of two years, at a general election, by the qualified voters of the said city, each of the nine wards electing by its qualified voters one Alderman, that person being elected who shall receive the largest number of votes. The office of any Alderman removing from his ward shall be at once vacated. In case of a tie vote between candidates for Aldermen, as soon as the result is known the officer authorized by law to hold the city election shall at once proceed to advertise for ten days the time and place of holding the election in the ward where the tie occurs, and hold a new election as herein provided; and the person who shall receive the largest number of votes shall be declared elected. No person shall be eligible to the office of Mayor or Alderman who is not a citizen of the State of Tennessee, and who has not been a resident of said city for at least two years immediately preceding his election, and should either cease to be a resident his office shall be thereby vacated.

Officers.

SEC. 4. All vacancies occurring in said Board shall be filled by a vote of the majority of the remaining members. The Mayor shall be the presiding officer of said Board, and shall have power to enforce such rules as may be adopted by the Board for the government thereof. The Mayor shall not vote except in case there shall be a tie vote on any question, and then he shall, by his vote, decide the question.

Vacancies.

SEC. 5. The Board of Mayor and Aldermen shall judge of the qualifications, election and returns of its own members, and shall prescribe rules for the deter-

mination of contested elections. It may determine its own rules of proceedings and prescribe the punishment of its members for non-attendance or disorderly conduct, and enforce the same. Two-thirds of its members concurring, it may expel a member for improper conduct while in office. It shall require a majority of the members of the Board to form a quorum for the transaction of business, but a smaller number may adjourn from day to day, and under a provision of an ordinance may compel the attendance of absent members by fines and penalties.

Powers of Mayor.

SEC. 6. To enable the Board of Mayor and Aldermen to fully investigate charges against its own members, or other officers or such other matters as they may deem proper, the Mayor or Recorder at the request of the Board is hereby empowered to issue subpoenas and compulsory process to compel the attendance of persons as witnesses, and the production of books and papers before the Board of Mayor and Aldermen or any committee of the same.

Meetings

SEC. 7. The Board of Mayor and Aldermen shall hold meetings at such times as it may determine, not exceeding two regular meetings per month. Aldermen shall receive no compensation for their services as Aldermen directly or indirectly.

Title.

SEC. 8. Where two or more persons shall have an equal number of votes for the office of Mayor, the election shall be referred back to the voters of the city, and held as before, within the next succeeding ten days. The Mayor may be impeached by the Board of Aldermen for misfeasance, malfeasance or non-feasance in office, and two-thirds of the Board of Aldermen concurring he may be removed. If the Mayor shall be impeached and removed, then the Board of Aldermen shall elect one of their number to act as Mayor until an election for Mayor can be held to elect a Mayor for the unexpired term, which election shall be held within the next thirty days after such impeachment and removal.

Term of office and duties.

SEC. 9. The Mayor shall hold office two years. It shall be the duty of the Mayor to carefully examine the bills and ordinances passed, and should either or any of them, in whole or in part, not meet his approval, he shall return the same to the next regular meeting of the Board of Aldermen, with his objections, in writing, either to the whole or any part of such bills or ordinances, and no law or ordinance,

so vetoed by the Mayor, or part of the same so vetoed, shall go into effect, unless the same be passed by a two-thirds vote of the whole number of members of the Board of Aldermen. The Mayor may veto part and approve part of any ordinance or bill and that part he approves shall go into effect at once, while the part vetoed shall not go into effect unless passed by two-thirds vote, as above provided. No bill or ordinance shall become a law without first having been read and passed at three several meetings, by a majority vote, and the third of which readings a majority of the whole number of the members of the Board shall be required, and not until said bill shall have been signed by the Mayor, or without his signature, as provided in this Act. The Mayor shall be authorized to veto only such features in a bill as he may deem objectionable, and may approve the residue of the same bill. If the Mayor fails to return any law or ordinance at the next meeting, after it is passed, he shall be deemed to have approved the same, and it becomes a law without further action. The Mayor shall also have power to make *pro tempore* appointments to fill vacancies occasioned by sickness, absence or other disability of any city officer, and to suspend any city officer or officers for misconduct in office, or neglect of duty, reporting his actions, with his reasons therefor, in writing, to the next regular meeting of the Board of Aldermen, by whom final action shall be taken; but he shall not have the power to fill vacancies, or suspend members of the Board of Public Works and Aldermen, nor to appoint any one to hold the City Court, in case of sickness, disability or absence of the Recorder. He may, whenever, in his judgment, the good of the city requires it, call special meetings of the Board of Aldermen, and where so called, he shall state by message the object for which it shall have been called, and the business of such meeting shall be restricted to the object so stated. He shall, at least once in every three months, cause the Recorder to present to the Board of Aldermen a full and complete statement of the financial condition of the city. The Mayor shall, from time to time, communicate to the Board of Aldermen such information, and recommend such measures as may, in his judgment, tend to the improvement of the financial and general welfare of the city. He shall take care and see that all the ordi-

Special meet-
ings.

Duties of Mayor

Salary \$1,000.

Powers.

nances are duly respected and observed within the city, and perform such other duties as may, by the charter and by ordinance of the Board of Aldermen, be required of him. The compensation of the Mayor shall be \$1,000 per annum, and may be changed by ordinance, but not during his term of office. The Mayor shall, before entering upon his term of office, take an oath, as hereinafter provided. He shall have the power and exercise the functions of a Justice of the Peace, but only for the preservation of the peace within the limits of the city, and public works and grounds without the city, belonging to the city. He shall have the power, and it is made his duty, to bid in property for the city, at all tax and judicial sales, when the city is a party, if necessary to save or to secure any debt or tax due the city.

Vacancy—how filled.

SEC. 10. In case of the absence of the Mayor, the Board of Aldermen shall elect one of their number to discharge his duties, and in case the Mayor's office is vacated by death, resignation or removal, or non-residence, the Board of Aldermen shall elect one of their number to discharge the duties of the Mayor's office until a successor for the unexpired term has been elected by the people, which election shall be held within thirty days after such vacancy occurs, as other elections are held.

Election.
When.
How.

SEC. 11. That the general election for Mayor and Aldermen shall be held biennially, on the third Saturday in January. The new administration shall be organized and sworn into office on the Saturday following. The voters shall vote by ballot. Every person entitled to vote for members of the General Assembly by the laws of the State, who shall have resided within the city six months, and in the ward in which he offers his vote for thirty days next preceding the day of election, shall be entitled to vote, but only in the ward in which he resides. Non-residents who shall have owned a taxable freehold in said city for six months previous to said day of election, and being qualified to vote for members of the General Assembly by the laws of the State, shall be entitled to vote in the ward in which said freehold is situated, and such persons owning real estate in more than one ward may elect in which of said wards they will vote, but shall not be allowed to vote in more than one ward.

Electors.

SEC. 12. The judges and clerks of elections shall be

appointed by the Board of Aldermen, and shall take oath to faithfully and impartially discharge their duties. They shall open the polls at 9 o'clock in the forenoon, and close them at 4 o'clock in the afternoon, when they shall forthwith proceed to ascertain and transmit to the Mayor the result of such elections, certified and authenticated by the clerks and a majority of the judges of the elections for each ward, with tally-sheet and poll-list, as now required by law in State elections. The Mayor shall deliver them to the Recorder as they are received by him, who shall forthwith enter the same as they are received in a book to be kept for that purpose.

SEC. 13. That it shall be the duty of the Recorder that within two days after he shall have ascertained the result of each general or special election, as herein prescribed, to furnish his certificate to each person elected.

SEC. 14. For the first election after the passage of this Act, to be held on the third Saturday in January, 1886, the Sheriff of Knox County shall appoint the judges and receive the returns, and declare the result, and furnish certificates to those elected. First election
by sheriff.

SEC. 15. The provision of Sections 4894 to 4912, inclusive, and 4012 to 4912, inclusive, in Thompson & Steger's Code, or Revised Statutes of Tennessee, are made applicable to all elections held under this Act.

SEC. 16. That the Mayor and Aldermen, Board of Public Works, and all other officers elected by the people, the Board of Aldermen, or appointed by any authority or power in said city government of Knoxville, shall take and subscribe to a written oath, to be filed and safely kept in the Recorder's office, as follows: I, ———, do solemnly swear that I will faithfully, honestly, and impartially, without fear, favor, or prejudice, discharge the duties of ——— to the best of my skill and ability; that I have not given, nor will I give, to any person any gratuity, gift, fee, or reward in consideration of his vote, support, or assistance to me, in securing my election or appointment to said office; and I have not sold, nor offered to sell, nor will I sell, my interest in said office. Oath of officers.

SEC. 17. The said Board of Mayor and Aldermen shall have power, and are hereby authorized to create such offices, and to provide by ordinance for the appointment or election of all such officers as may be Authority to
create and abol-
ish offices.

actually necessary for the good government of the city (not in conflict with, nor to interfere with, the duties of officers or appointees provided for in this Act) whose compensation and the term of service shall be fixed before election or appointment, and the compensation shall not be increased or diminished during their term of office. The said Mayor and Board of Aldermen shall have power and authority to abolish at any time any office created by them, and discharge any officer elected or appointed by them, by a majority vote on the call of the roll, but they shall not abolish any office created under this Act. All elections by the Board of Aldermen shall be *viva voce* on the call of the roll. All officers created by this Act, or created by city ordinance, and appointees of the Board of Public Works, shall be required to give such bonds as the Mayor and Board of Aldermen may, by ordinance, provide, unless otherwise provided by this Act. The Board of Public Works may demand of its employees and appointees of all kinds such bond as it shall deem fit, in case there is no ordinance of the Mayor and Board of Aldermen requiring such bond. No Alderman shall be eligible to any other city office during the period for which he is elected Alderman.

General powers. SEC. 18. The Mayor and Board of Aldermen shall have the following powers by ordinance:

1. To levy and collect taxes upon all property, polls, and privileges, taxable by law for State purposes.
2. To appropriate money and provide for the payment of the debt and expenses of the city.
3. To make regulations to prevent the introduction of contagious diseases into the city; to make quarantine laws for that purpose, and to enforce the same within two miles of the city.
4. To establish hospitals and pest-houses, and make regulation for the government thereof, in or out of the city.
5. To establish a system of free schools and regulate the same, so as to avoid sectarian influence.
6. To make regulations to secure the general health of the inhabitants, and to prevent, declare, and remove nuisances.
7. To provide the city with water by water-works within or beyond the boundaries of the city, or provide for supplying the city with water other-

wise, and to provide for the prevention and extinction of fires, and to organize and establish fire companies.

8. To make appropriations to open, alter, abolish, widen, extend, establish, grade, pave, or otherwise improve, clean, and keep in repair streets, alleys and sidewalks, or to have the same done, and to erect, establish and keep in repair, bridges, culverts, sewers and gutters, and make appropriations for lighting the streets, and for the erection of all buildings necessary for the use of the city.

9. To license, tax, and regulate auctioneers, grocers, merchants, retailers, taverns, brokers, coffee-houses, confectioners, retailers of liquors, hawkers, peddlers, livery-stable keepers, and all other privileges taxable by the State law.

10. To license, tax, and regulate hacks, hackney-carriages, carts, omnibuses, wagons and drays; and fix the rate to be charged for the carriage of persons and of property within the city, and to the public works, parks, and property out of the city.

11. To license, tax, regulate and suppress theatricals and other exhibitions, shows, and amusements.

12. To regulate, or prohibit and suppress, all gambling-houses, disorderly houses, and bawdy-houses, houses of ill-fame, and obscene pictures and literature.

13. To regulate, restrain, or prevent the carrying on of manufactories dangerous in causing or producing fires, and to prevent and suppress the sale of fire-arms and carrying of concealed weapons.

14. To regulate the storage of gunpowder, tar, pitch, rosin, saltpetre, gun-cotton, coal-oil and all other combustible, explosive and inflammable material, and the use of lights, candles, lamps and steam pipes in all stables, shops and other places, and to regulate or suppress the use and sale of fire-crackers and toy pistols.

15. To provide for the weighing or measuring of coal, coke, gas, hay, corn, sheaf-oats, and live stock used, consumed or sold for food in the city.

16. To provide for and regulate the inspection of beef, pork, fish, fowls and meat to be sold in the city for food.

17. To regulate the inspection of milk, butter, lard and other provisions, fish and vegetables; to restrain and punish the forestalling and regrading of provisions; to establish and regulate markets.

18. To impose fines, forfeitures and penalties for the breach of any ordinances and to provide for their recovery and appropriation by the Recorder.

19. To provide for the arrest, imprisonment and punishment of all riotous and disorderly persons within the city by day or night, and for the punishment of all breaches of the peace, noise, disturbance or disorderly assemblies.

20. To fix, from time to time, the boundaries of the city wards, so as not to increase the number above or reduce the number below nine wards.

21. To pass all ordinances necessary for the health, convenience and safety of the citizens, and carry out the full intent and meaning of this Act, and to accomplish the object of the same.

22. To impose penalties upon the owner, or owners, occupants or agents of any house, wall, or sidewalk, or other structures which may be considered dangerous or detrimental to the citizens, unless after due notice, to be fixed by ordinance, the same be removed or repaired.

23. To regulate, tax, license or suppress the keeping and going at large of animals within the city, to impound the same, and in default of redemption, in pursuance of the ordinance, to sell or kill the same.

24. To contract with the county of Knox to keep persons in the work-house of said county, convicted in the City Court of offenses against the laws and ordinances of the city, and who fail to secure the fine and costs imposed on such person, by any ordinance of said city; and to provide by such contract and ordinance for the committal of such person to the work-house so provided until such fine and costs shall be fully paid.

25. To provide for inclosing, improving and regulating all public grounds belonging to the city, in or out of the corporate limits.

26. To establish and fix the rate of wharfage.

27. To provide for the appointment of a police force, to impose fines, forfeitures and penalties, and terms of imprisonment for the breach of any city ordinance, but no fine or penalty shall exceed fifty dollars.

28. To regulate and provide for the construction and repair of sidewalks and foot-pavements; and if the owner or owners of any lot or lots shall fail to comply with the provisions of said ordinance, within

such time as may be prescribed therein, the Board of Public Works may contract for the construction and repair of such sidewalks or pavements, and the city shall pay for the same, and the amount so paid shall be a lien upon such lot or property, and may be enforced by attachment in law or equity, or the amount may be recovered against said owner by suit before any court of competent jurisdiction, to compel owners of buildings to erect fire-escapes when necessary for the safety of the occupants.

29. To grant the right of way through the streets, avenues and squares of said city for the purpose of street or other railroads, and for such other purposes as the Board of Aldermen may provide by ordinance; *provided*, that the Board of Aldermen shall not grant the exclusive right to the use of streets for any purpose to any one person, company or corporation.

30. To take and appropriate grounds for widening the streets, or parts of streets, or for laying out new streets, avenues, squares, parks or promenades, when the public convenience requires it, under the provisions of Section 1338 and Sections 1388, 1389, 1390 and 1391 of the Code.

31. To regulate or prohibit the introduction of convict labor into the city.

32. To provide for the temporary or permanent closing of wells and springs used by the public during epidemics, or when epidemics are threatened, or whenever the same are injurious to health.

33. To take and appropriate, in the manner herein-after provided, grounds adjacent to the corporation line for water-works purposes, site for pumping station, reservoir, right of way for water-pipes to the city from pumping station or reservoir upon payment of damages. To exercise the power conferred in this sub-section, the Mayor and City Council shall, by ordinance, designate the grounds and instruct the City Attorney to institute proceedings provided for in Sections 1325 to 1348, inclusive, of the code of Tennessee, Milliken & Vertrees 1549 to 1572, inclusive.

SEC. 19. That the Board of Mayor and Aldermen are forbidden to make any appropriation of money or credit in the way of donation, festivities, pageants, excursions, or parades.

Appropriations
forbidden.

SEC. 20. That the Board of Mayor and Aldermen are forbidden to make any appropriation, or subscribe for any stock in any railroad company, or in any

Same.

other corporation, except under the general law of the State, or give or lend money, aid, or credit, to any person or corporation whatever. and they are hereby prohibited from employing or appropriating the revenue and taxes in any other manner than for purposes strictly municipal and local, and according to the provisions of this Act.

Standing Committees.

SEC. 21. That the Board of Mayor and Aldermen shall, by ordinance, determine the number of standing committees, the number or numbers of which each committee shall be composed, and shall designate the character and duties of each. The Mayor shall appoint said committees annually, and designate the chairman of each. Said committees shall be appointed annually as soon as practicable after the election and organization of the Board of Mayor and Aldermen. The Mayor shall be *ex officio* a member of all standing committees, but shall not be entitled to a vote.

Shall not exempt property.

SEC. 22. The said Board of Mayor and Aldermen shall not exempt any property from taxation not exempt from State taxation.

Enacting clause and provision.

SEC. 23. That all ordinances shall begin by an enacting clause as follows: "Be it ordained by the Board of Mayor and Aldermen of the city of Knoxville," and shall at the end of the Act contain the provision that: "This ordinance shall take effect from and after its passage, the welfare of the city requiring it," otherwise the same shall not take effect until twenty days after the passage.

Tax limited to 1 3/4 per cent.

SEC. 24. That the Board of Mayor and Aldermen of said city shall not have power to levy in any one year for any and all purposes, ordinary and extraordinary, a higher rate of tax than 1 3/4 per cent. of the assessed value of the taxable property within its limits, and all taxes ordinary, and extraordinary, shall embrace all expenses of fire, police, street, gas, water, school, and all other purposes.

Appropriation not to exceed annual income.

SEC. 25. That the Board of Mayor and Aldermen shall not appropriate or contract for the expenditures of any greater sum of money in any one year than the income for the particular year from all sources amounts to.

SEC. 26. That no appropriations for work or improvements shall be made without the object is fully stated in the order making such appropriation.

SEC. 27. That it shall be the duty of the Board of Mayor and Aldermen each year, within thirty days

after the Board of Public Works, which is hereinafter created, shall have submitted its estimate, to agree upon a budget for the expenses of the next ensuing year, which shall designate the officers of the corporation for the year, with the salary of each, not herein provided for under general heads, such as the fire department, gas, school, water, police, etc., the subject of the corporation expenditures, and the estimated amount, run out in figures, of the probable expenditures for each purpose, including the amount expected from State and County School Fund for schools. This budget shall be published in one of the newspapers of the city. Budget.

SEC. 28. This Act is declared to be a public Act, and may be read in evidence in all courts of law and equity, and all ordinances, resolutions and proceedings of the Board of Mayor and Aldermen, may be proved by the seal of the corporation, attested by the Recorder, and when printed and published, by the authority of this corporation, the same shall be received in evidence in all courts and places, without further proof, when certified to by the Recorder.

SEC. 29. The Board of Mayor and Aldermen shall appropriate a sufficient amount of the income of the city to pay the interest on the bonded debt of the city in full, before any other appropriation is made, and the money so appropriated shall be kept and held for the payment of the interest on the bonded debt of the city, and shall, under no circumstances, be diverted from such purpose. Interest on debt

SEC. 30. There shall be a Board of Public Works, consisting of three persons, elected as hereinafter provided, who shall be *bona fide* residents of the city for at least two years prior to their election. One of the members of said Board of Public Works shall be elected by the votes of the people at large, at the same time, and in the same way, the Mayor is elected, who shall serve four years, and shall be chairman of said Board. The other two members of said Board shall be nominated by the Mayor, and confirmed by the Board of Aldermen, at the first meeting after the first election under this charter, one to serve two years, and one four years, and every two years thereafter the Mayor shall nominate, and the Board of Mayor and Aldermen, at the first meeting after each election, shall confirm one member of said Board, who shall serve four years; said confirmation shall be Board of Public Works.

viva voce upon call of the roll, and no person shall be confirmed unless he receives a two-thirds majority of the votes of the entire Board of Aldermen. No member or officer of said Board of Mayor and Aldermen, nor any one related to the Mayor or any Aldermen, within the fourth degree of consanguinity or affinity, under the civil law, shall be eligible to membership in said Board of Public Works.

Bond.

SEC. 31. That each member of said Board of Public Works shall give bond, with not less than three sureties, to the satisfaction of the Mayor and Board of Aldermen, in the penalty of not less than ten thousand (\$10,000) dollars, conditioned for the faithful performance of his duties, and the proper distribution of, and accounting for, all moneys coming to his hands in his official capacity, which sureties shall be required to justify, in the aggregate, to the amount of \$30,000 above all liabilities; and such bond shall be approved by the Mayor and City Attorney, filed with the Recorder, and enrolled by him in a book kept for the purpose of enrolling all official bonds. If any of the officers of said city, including the members of said Board of Public Works, so desire, they may give surety on their official bonds some surety company, to be designated by the Board of Mayor and Aldermen, and then other personal security shall not be required on such bond.

Bonds to be examined.

SEC. 32. The bonds of all officers of the city shall be examined once each year, and the solvency of the sureties examined into by the Mayor and City Attorney, and if they require the same, a new bond shall be executed. And said Mayor and City Attorney may require the officials to give new bonds, or justify the old bond, at any time.

SEC. 33. The salary of the chairman of the Board of Public Works is fixed at \$1,500 per annum, and he shall devote his whole time and attention to the business and affairs of the city. The other two members of said Board shall have a salary of \$600 per annum each. The Board of Mayor and Aldermen may, by ordinance, increase or diminish the salaries of the members of said Board from time to time, but the salary shall not be increased or diminished to take effect during the term of office of any member of the Board.

Recorder clerk
to Board of Pub-
lic Works.

SEC. 34. The Recorder of the city shall act as clerk of the Board of Public Works, and shall keep the

records and accounts of said Board, and said Board shall hold regular meetings at least once in every week, and as much oftener as the business entrusted to its care shall require, and two members of said Board shall constitute a quorum for the transaction of business; the ayes and noes shall be called and entered upon a journal, upon the passage of every resolution or order of any kind, and no resolution or order shall be adopted unless two votes are recorded in its favor, and this record shall be open to the inspection of the public. Said meetings shall be held at stated times, and no call meetings shall be held until notice of the call meeting has been given by the Recorder to each member, and no business shall be done at any call meeting unless such notice has been given.

SEC. 35. That the Recorder shall keep a complete record of all the proceedings of said Board, which shall be signed by the members of the Board shown to have been present at the meeting, and the correctness of the record shall be attested by the signature of the Recorder, and a copy of the record, certified by the Recorder, shall be competent evidence in the courts of the State.

To keep record.

SEC. 36. That the members of the Board shall have seats in the meetings of the Board of Aldermen of said city, and be entitled to take part in the proceedings and deliberations on all questions relating to matters under their charge, subject to such rules as the Board of Mayor and Aldermen shall from time to time prescribe, but without the right to vote, and one of said Board shall attend every meeting of the Board of Aldermen.

Board of Public Works to have seats.

SEC. 37. That said Board of Public Works shall have exclusive power to employ such chiefs or heads of departments, police, firemen, engineers, clerks, superintendents, laborers and other persons, as it may deem necessary for the execution of its duties, and fix their salaries and compensations; but the salaries of all such employes and agents, except common laborers, shall be fixed within limits prescribed by the Mayor and Aldermen, and any of them may be discharged at any time by the Board of Public Works, at their discretion. The Board of Public Works shall not elect or employ, or appoint, or contract with any one who is related to any member of said Board within the fourth degree of consanguinity or affinity under the civil law.

Power to employ.

Power of Board
of Public Works

SEC. 38. The Board of Public Works shall have the exclusive power and control over the construction, supervision, cleaning, repairing, grading and improving all streets, alleys, avenues, lanes, public wharves and landing, market-houses and spaces, bridges, sewers, drains, ditches, culverts, canals, streams and water-courses, sidewalks, curbing, and the lighting of all such public places as may be deemed necessary within the corporate limits, to fix and establish the grade of all streets, alleys, avenues and thoroughfares; they shall also have the power, supervision and control, over the construction, repairing, cleaning, lighting and heating, of all public buildings, and over all public improvements of said city of Knoxville. They shall have exclusive power to make all improvements and expenditures within the budget which shall cost less than \$500, but shall let all contracts of over \$50 to the lowest responsible bidder, not related as aforesaid. The said Board shall have exclusive power to organize and control the police and fire departments of said city.

To make estimate, etc.

SEC. 39. That the Board of public Works shall, on or before the day fixed in the year, prepare and submit to the Board of Mayor and Aldermen, an itemized estimate of the amount of money necessary and advisable, in their opinion, to spend in the execution of the duties entrusted to them for the ensuing year, giving in detail the plans of construction, repairs and estimates of expenditures, salaries, etc., proposed by them, with the estimated cost of each improvement or salary, specifying for what department required, as streets, sewers, public buildings, police, water, fire department, and all departments of the city, etc., and it shall be the duty of the Mayor and Board of Aldermen, in their annual levy of taxes, to make such levy as, in their judgment, shall be necessary and advisable, and the amount so levied shall be collected and carried to the credit of the Board of Public Works, and shall not be diverted from said Board, or used by the Board of Mayor and Aldermen for other purposes, but the same shall run on as a separate fund in the hands of the Recorder and Treasurer of said city. Said Board shall not divert the tax levy of the Board of Mayor and Aldermen from the purpose or department for which it was levied.

SEC. 40. That when the Board of Public Works deem it advisable to make a contract for the execu-

tion of any work, or purchase of any material for matters under its charge, a careful estimate shall be made of the cost of such work or material. Estimates to be made

SEC. 41. That in all cases where the estimated cost of any expenditure exceeds \$500, the Board shall transmit to the Board of Mayor and Aldermen of said city, with the recommendation and ordinance authorizing the said expenditure, with an estimate of the cost.

SEC. 42. That upon the passage, by the Mayor and Board of Aldermen, of such ordinance, it shall be the duty of the Board of Public Works to advertise and let such work to the lowest responsible bidder. To advertise for bids.

SEC. 43. That all contracts of the Board of Public Works be made in the name of the Board of Mayor and Aldermen of Knoxville, and executed in behalf of said Board of Mayor and Aldermen, by the presiding officer of the Board, under the seal of the corporation, and filed in the office of the Recorder. Contracts in whose name.

SEC. 44. That no member of the Board of Public Works, or other person, whether in the employ of the Board or otherwise, shall have power to create any liability on account of the Board, or funds under its control, except by express authority of the Board, conferred at a meeting duly and regularly convened.

SEC. 45. That if any time it shall appear, in the judgment of said Board, that the levy made by the Board of Mayor and Aldermen for the current or ensuing year, for the use of the Department of Public Works, is insufficient for properly conducting the affairs of the city, and for constructing improvements and repairs of such things as are committed to their charge, consistent with the health, comfort and convenience of the inhabitants of said city, and they shall so report to said Mayor and Board of Aldermen, furnishing at the same time an estimate of such deficiency, on receipt of which it shall be lawful for said Mayor and Board of Aldermen, in their discretion, to make a special levy upon taxable property, real, personal and mixed, within the city, taxable for State purposes, but not to exceed the limit provided by this Act. Deficiency.

SEC. 46. That no member, officer, or employee of the Board of Public Works, nor any person related within the fourth degree, under the civil law, to any member of said Board, shall be directly or indirectly interested in any contract for supplies, or any other Parties forbidden to contract.

contract or work of any kind whatever, under its direction, and any contract for work or material, in which any such person shall have an interest, shall be void.

SEC. 47. That no money shall be paid at any time to any person claiming under a contract with the Board of Public Works, until such person shall have first filed with said Board his statement under oath, disclosing the names of all persons directly or indirectly interested in the contract, or the proceeds or the profits thereof, declaring that no person, other than those named, are interested, and that no person, by this Act, has any interest in the same.

SEC. 48. That no work shall be done by said Board, or contract for work let, until the money has been provided, by a legal assessment of taxes, for the payment of such work.

SEC. 49. That when, in the opinion of the Board of Public Works, it shall become necessary in the prosecution of any work to make alterations or modifications in the specifications or plans of a contract, such alterations or modifications shall be of no effect until the price to be paid for same shall have been agreed upon in writing, and signed by the contractor and approved by the Board. The total cost of the work, with the addition of the price so agreed upon, shall not exceed the original estimate.

SEC. 50. That no contractor shall be allowed any thing for extra work caused by an alteration or modification, unless an order is made or an agreement signed as provided in the preceding section, nor shall he in any case be allowed more for such alteration than price fixed by such agreement.

SEC. 51. That the Board shall publish all resolutions declaring the necessity of improvements and expenditures over \$500, but an ordinance authorizing such improvements or expenditures over \$500 must be passed by the Board of Mayor and Aldermen on the recommendation of the Board of Public Works before the work is done and the expenditure can be authorized.

SEC. 52. That any member of the Board may be removed from office for incompetency, inefficiency, neglect of duty, or misconduct in office, by a vote of three-fourths of all the members of the Board of Aldermen of said city. For the unexpired term the vacancy shall be filled by election or appointment, as

Oath to statement

Alterations from contract.

To publish resolutions.

Member of Board may be removed.

the case may be, under the same rules as other elections or appointments of members of the Board.

SEC. 53. That upon specific charges in writing and sworn to, being preferred by any citizen against a member of the Board of Public Works, the Board of Aldermen, by a majority of the Board, may suspend such member for ten days, and within ten days from the date of the order of suspension the charge shall be tried by the said Board of Aldermen, unless the accused asks for further time, in which case ten days more may be given him. During the continuance at the request of the accused his pay shall be stopped and deducted, but if the trial is delayed by the Board of Aldermen and not by the accused, then the suspension shall last ten days and no longer. Said Board of Aldermen shall have power by process issued by the Mayor, to enforce the attendance of witnesses and the production of books and papers as evidence to be executed by the Marshal or Chief of Police, and the Mayor shall have power to administer the necessary oaths. If a member of the Board of Public Works shall be adjudged on such trial of inquiry to have been guilty of the charges against him, the said Board of Aldermen shall have power to punish him by a three-fourths vote of the whole Board, by dismissal from office, or by a majority vote on the call of the roll, by further suspension, as in their opinion the grade of the offense deserves. The decision of the Board of Mayor and Aldermen as to suspension or dismissal shall be final, and not subject to revision, and it shall be transmitted to the Board of Public Works to be entered on its records. Vacancies occurring after trial of charges, as herein provided, shall be filled as in the preceding section, and the Board of Aldermen on the recommendation of the Mayor shall have power to make temporary appointments to fill vacancies in the Board of Public Works, if trial as herein provided is delayed at the instance of the accused.

SEC. 54. Territory, adjoining the corporate limits of said city, may be added thereto, and included in the corporate limits thereof, as follows: Fifty citizens, resident freeholders, in the territory proposed to be added thereto, and included in the corporate limits of said city, shall sign a petition, in writing, over their signatures, in which shall be described by metes and bounds the particular territory proposed to be

Charges.

Penalty.

May enlarge boundaries.

added and included, and shall submit the same to the Mayor and Board of Aldermen of said city, for consent and approval. If the city authorities give said consent, and a majority of the citizens, who are legally qualified voters of the territory, consent, the said territory shall become part of said corporation. To test the sense of the voters in said territory, and obtain their consent, or the consent of a majority of them, an election shall be held at some convenient or public place in said territory, and each voter entitled to vote for members of the General Assembly, who shall have resided in said territory for more than six months, and each non-resident freeholder who shall be a citizen of the State, and shall have owned a freehold in said territory for six months previous to said election, shall be a qualified voter, and no other shall be. The Sheriff of Knox County shall hold the election; shall give twenty days' notice of the the time and place and purpose of the election, and shall appoint judges and clerks to aid in such election, and shall make return of the result to said city authorities; and if a majority of the qualified voters be in favor of the admission and corporation of the city, then said territory shall become a part of said city.

Police.

SEC. 55. The entire police shall be under the exclusive management and control of the Board of Public Works. The number and compensation of the police force shall be fixed by the Mayor and Board of Aldermen by ordinance.

Police—powers
of

SEC. 56. The police shall possess all the common law and statutory powers of constables, except for the services of civil process, and serving warrants for the arrest of any person, issued by the officer holding the City Court, may be executed by any member of the police.

Police duties.

SEC. 57. It is hereby made the duty of the police force, at all times of the day and night, and the members thereof are accordingly appointed to especially preserve the public peace, prevent crime, detect and arrest offenders, suppress riots, protect the rights of persons and property, guard the public health, preserve order at elections, see that nuisances are removed, suppress and restrain disorderly houses, houses of ill-fame and gambling houses; to assist, advise and protect strangers and travelers in public streets, or at steamboat landings, or railroad stations, enforce every law relating to the suppression and

punishment of crime, or to the public health, or disorderly persons, or any ordinance or resolution of the Board of Aldermen, in relation to police, health, and criminal procedure.

SEC. 58. The several members of the police force shall have power and authority to immediately arrest without warrant, and to take into custody, any person who shall commit, or threaten or attempt to commit, in the presence of such member, or within his view, any breach of the peace, or offense directly prohibited by Act of the Legislature, or by any ordinance of the Board of Mayor and Aldermen, but such member of the police force shall immediately, and without delay, upon such arrest, convey in person such offenders before the proper officers, that he may be dealt with according to law, and have a speedy trial, and the officer making such arrest shall, without delay, report the arrest and the alleged cause to superior officer.

Police powers.

SEC. 59. Every person committed to the work-house shall be required to work for the city at such labor as his health and strength will permit, within or without said city, not exceeding ten hours each day, and shall be humanely treated, and for such work and labor, the person so employed shall be allowed, exclusive of his board, a credit upon such fine and cost, of twenty-five cents per day until the whole is discharged, when he shall be released. No person shall be compelled to work longer than three months for any one offense.

Prisoners in Work-house.

SEC. 60. The Board of Mayor and Aldermen shall, at the first meeting after their election, elect a Recorder who shall hold his office for two years, whose duty it shall be to act as the Recorder and Secretary of the Board of Mayor and Aldermen, and keep a record of their proceedings; to act as Treasurer of the city, and receive all moneys due the city from all sources, collect all privilege taxes, and pay out all money he may receive, according to law, and perform such other duties as may be required of him by ordinance. He shall give bond in such sum as the Board of Mayor and Aldermen may require, with sureties to be approved by the Mayor and City Attorney; he shall not pay out any money unless it has been appropriated by ordinance, and on a warrant drawn on him by the Mayor. He shall hold the City Court and try all offenses against the city ordinances; and if he is absent

Recorder—his duties.

or sick, or if he is incompetent to try any case, any Justice of the Peace residing within the city may act in his room and stead to try all cases for him. He shall have the power and exercise the functions of a Justice of the Peace, and shall have the exclusive power to pardon and release persons convicted in his court under any city ordinance.

Eligibility. SEC. 61. No person shall be eligible to the office of Mayor, or Alderman, or a member of the Board of Public Works, or any other city officer, who holds any kind of an office, executive or judicial, under the United States, the State of Tennessee, or Knox County.

Shall not issue city scrip. SEC. 62. It shall not be lawful for the Board of Mayor and Aldermen to issue, or authorize the issuance of any city scrip; and any such city scrip so issued shall be null and void. No warrant shall be drawn by the Mayor on the Recorder for any purpose until the money is in the hands of the Recorder with which to pay such warrant; *provided*, that nothing in this section shall be so construed to prevent the Recorder from issuing certificates of indebtedness to those parties to whom the city may be indebted.

Board of Education. SEC. 63. There shall be a Board of Education for the city, to consist of five members, citizens of the town, and not members of the Board of Mayor and Aldermen.

SEC. 64. The Board of Education shall be elected by the Board of Mayor and Aldermen, from the citizens and qualified voters of the town, by ballot; and the term of office of each member shall be five years.

No compensation. SEC. 65. The persons now constituting the Board shall continue in office for their respective terms for which they were elected, and hereafter one member of the Board shall be elected at the first meeting of the Board of Mayor and Aldermen in December of each year, to fill the vacancy then recurring. The persons composing such Board shall have or receive no compensation for their services.

Power to prescribe duties. SEC. 66. The said Board of Mayor and Aldermen shall have power to prescribe the duties of the Board of Education, and Board of Public Works, herein created; also rules and regulations for their government, and to enforce the same by appropriate ordinances; except as hereinbefore prescribed by this Act.

SEC. 67. All laws and parts of laws, not in conflict

with this charter, are hereby declared to be in full force and effect, and all laws in conflict with the provisions of this Act are hereby repealed.

SEC. 68. That this Act shall take effect on the first day of January, 1886. *Provided*, that all officers incumbent of the corporation shall hold their offices until their successors are elected or appointed and qualified under this Act. To take effect.

Passed June 10, 1885.

C. R. BERRY,

Speaker of the Senate.

J. A. MANSON,

Speaker of the House of Representatives.

Approved June 10, 1885.

WM. B. BATE,

Governor.

CHAPTER 9.

An Act to prevent the spread of contagious pleuro-pneumonia in Tennessee and to provide for payment for property destroyed in certain cases.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That as soon as practicable after the passage of this Act, the Governor of Tennessee shall appoint a Live Stock Sanitary Commission, composed of three freeholders of the State, over twenty-five years old; whose duty it shall be to act under the orders of the Governor, and examine any cattle in Tennessee reported to the Governor as being affected with contagious pleuro-pneumonia, said Commission to act when and as hereinafter provided.

Live stock Sanitary Commission.

SEC. 2. *Be it further enacted*, That if the Governor

shall at any time receive information, given by affidavit of any citizen of the State, made before any Justice of the Peace in the State, that said citizen is reliably informed that there has been brought into the State of Tennessee any animal or animals suffering from or that have been exposed to the disease known as contagious pleuro-pneumonia, or that such animal or animals are at any time in the State of Tennessee sick from contagious pleuro-pneumonia, or that have been exposed to such disease, and state the place where such animals are located in the State, and in the opinion of the Governor and the Chief of the Bureau of Agriculture, Statistics and Mines of the State, the danger of the spread of such disease shall warrant the expense, then the Governor shall, acting in conjunction with the Chief of the Department of Agriculture of the State, and with such aid as the said Chief of said department can or is authorized by law to give, quarantine such animal or animals until such time as in their opinion all danger shall have passed; or, if in their opinion it may be cheaper and safer to have such animal appraised and slaughtered, it shall be the duty of the Governor to summon said Sanitary Commission, appointment of which is herein provided for, and said Commission shall have the power to enter upon the premises where said cattle are in quarantine, and shall go to said place and notify the owner of said animal or animals, in writing, on a day fixed in the notice, not less than five nor more than ten days from the service of said notice, said Commission will examine said animal or animals in conjunction with the representative of the Chief of the Department of Agriculture of the United States, and hear testimony touching the sickness of said animal or animals, or exposure of same to disease known as contagious pleuro-pneumonia, and said Commission shall swear witnesses which they shall have power to summon, as any Justice of the Peace would, and in same manner, by subpoena directed to any officer, and shall hear proof, including testimony of experts, touching the sickness or exposure of said animal or animals to contagious pleuro-pneumonia, and it shall have power to continue the investigation from day to day till they are satisfied, and shall determine the fact whether said animal or animals are affected with or have been exposed to contagious pleuro-pneumonia, and if in their opinion

Powers of Governor and Commission.

Same.

the safety of the domestic animals in Tennessee demands, or it be necessary to prevent the further spread of disease among the live stock of the State, to destroy the animal or animals so found to be affected with or to have been exposed to said disease, as hereinafter provided; said Commission shall determine what animals are affected with or have been exposed to said disease, and what animals shall be killed, and shall appraise the same, and have them slaughtered, as hereinafter provided, and their carcasses buried; and shall, if they think best, cause the bedding to be burned and have the place disinfected and managed as in their judgment will best protect the live stock of the State.

SEC. 3. *Be it further enacted*, That whenever, as in section second provided, the Commission shall direct the killing of any animal or animals, or destruction of other property, they shall appraise said animal or animals or property condemned or destroyed, and make an inventory of the same and furnish the owner or person in charge of said animal or animals with a copy of the same, and if the owner is dissatisfied with the appraised value of the same, he shall notify said Commission in writing at or before the time—the day of the slaughter—that he is not satisfied with the appraisement of the same, and demands a trial in the Circuit Court; and in case the owner so notifies the Commission, they shall file said inventory with the clerk of the Circuit Court of the county where the animals are, and the clerk of said court shall enter the case on the docket of said court under the style of the State of Tennessee against the owner of the animal or animals, giving his name as defendant; and it shall be the duty of the court to cause a jury to be impaneled to try the question of the value of said property so destroyed between the State and said party, and hear proof touching the diseased condition of said animals, or exposure of same to disease, and fix their value at date of appraisement and slaughter thereof, taking into consideration their diseased condition, or exposure of same to disease; and if the jury find said property worth more than the appraised value, the value as ascertained shall be allowed; if less, the value found allowed, and their verdict shall be entered on the minutes. The appraised value of the cattle authorized to be slaughtered shall not be more than the

Proceedings if
killed or de-
stroyed.

value of so many pounds of cattle for beef, according to the market value. There shall be no compensation given by said Commissioners for any cattle which are, at the time of inspection, infected with the disease known as pleuro-pneumonia.

Appeal.

SEC. 4. *Be it further enacted*, That either the State or defendant, if not satisfied with the verdict, may move for a new trial or appeal, as in any other civil case in which the State is plaintiff and other party defendant.

Attorney-general to attend.

SEC. 5. *Be it further enacted*, That the Attorney-General of the district in which said case is shall attend to the same, and receive such compensation as he receives in felony cases.

SEC. 6. *Be it further enacted*, That if the owner of animal or animals slaughtered by order of the Commission does not notify said commission on the day of the slaughter or destruction of same in writing as provided, that he demands a trial in the Circuit Court, the commission shall furnish the owner with a copy of their inventory and appraisement, and file the original of same with the Governor, and the Governor shall, upon the filing of the same by the Commission, or upon filing the copy by the owner, issue an order on the Comptroller to give the owner a warrant on the Treasurer for the amount due the owner, as fixed in said inventory, or so much thereof as remains unassumed and paid by the United States.

Notice.

SEC. 7. *Be it further enacted*, That if there are more than one and joint owners of said property, the notice herein provided and the copy of the inventory may be given to either of them; and if the owner cannot be found, may be given to the person in charge of said property or animal, at the time of the inspection and slaughter of same, or destruction of the same.

SEC. 8. *Be it further enacted*, That, upon application of the owner to the Clerk of the Court in which the final decree is entered, in any case tried under the provisions of this Act, by the owner, the clerk shall deliver to the owner a certified copy of the decree, and he may file the same with the Governor, and the Governor shall give an order on the Comptroller, who shall issue his warrant on the Treasurer for the amount found due by said decree to the owner, or as much of the same as remains unpaid by the United States.

SEC. 9. *Be it further enacted*, That if any person

shall hereafter bring into this State any cattle, knowing the same to be affected with or to have been exposed to contagious pleuro-pneumonia, it shall be the duty of the commission, when they cause the same to be destroyed, to report that fact either to the Governor or Court, as herein provided, to the Court, if the fact is disputed, or the appraisement of cattle is demanded to be reported to Court, to the Governor if not disputed.

Duty of Commission.

SEC. 10. *Be it further enacted*, That if the fact is disputed it shall be submitted to the jury, as provided herein, as one of the issues to be tried by them, and their finding shall be spread on the minutes, with the finding of the value of the cattle.

SEC. 11. *Be it further enacted*, That if it appear to the Governor, either from the report of the Commission in any case in which a trial is not demanded in the Circuit Court, or from the final decree, as provided herein, that any owner of cattle so slaughtered brought the same into this State, after the passage of this bill, knowing that said cattle were affected with contagious pleuro-pneumonia, or had been exposed to the same, the Governor shall not issue any order for payment for same.

When not to be paid for.

SEC. 12. *Be it further enacted*, That either party dissatisfied with the report of the jury as to knowledge of the disease, or exposure to such disease, as provided in Section 10, may have the right of motion for new trial, or appeal as in other cases.

New trial or appeal.

SEC. 13. *Be it further enacted*, That the Governor may call on the Sheriff of the County, where the cattle are quarantined, to appoint some person to enforce the quarantine of cattle.

May call on Sheriff.

SEC. 14. *Be it further enacted*, That it shall be the duty of the Commission to have with them a competent veterinary surgeon when they examine and slaughter said animals. They will, through the Governor, apply to the Chief of the Department of Agriculture of the United States for such assistance, but if this cannot be had, the Governor is authorized to appoint and employ, for any such investigation, a veterinary surgeon, skilled in such diseases, and the Commission shall make a part of their report the report of said surgeon on the post mortem examination of slaughtered animals.

Veterinary Surgeon

SEC. 15. *Be it further enacted*, That the commissioners shall each receive two dollars (\$2) per day for

Per diem.

each day actually engaged in duties, under the order of the Governor, and mileage three cents, and their mileage shall be advanced to them by the Governor out of the fund drawn for quarantine purposes. Witnesses summoned by order of the Commission shall be paid as witnesses in the Circuit Court, out of said quarantine fund, if the owner does not demand a trial in the Circuit Court, but in case the owner demands a trial in the Circuit Court the losing party shall pay the cost, but if the owner prove insolvent, the State witnesses will be paid as in any other cases, on return of *nulla bona*. Any person appointed by the Sheriff shall receive one dollar (\$1) for each day serving as quarantine officer; *provided*, the Sheriff shall not appoint more than one such officer or deputy.

Warrant on
Comptroller.

SEC. 16. *Be it further enacted*, That the Comptroller, upon requisition of the Governor, shall issue his warrant on the Treasurer for such sums as may be necessary to meet the expenses of inspecting and quarantining said animals, to be paid out of the funds hereinafter appropriated.

Appropriation.

SEC. 17. *Be it further enacted*, That the sum of five thousand dollars (\$5,000) is hereby specially appropriated to carry out the provisions of this Act.

When not to be
paid for.

SEC. 18. *Be it further enacted*, That no person, firm or company shall be paid for any cattle, under the provisions of this Act, who have purchased and brought into this State, or who may hereafter purchase and bring into this State, any cattle which have been affected with or have been exposed to pleuro-pneumonia, and such fact was known to or might, upon proper inquiry, have been ascertained by such person, firm or company before or at the time of said purchase, or before or at the time of bringing said cattle into this State.

SEC. 19. *Be it further enacted*, That this Act shall take effect from and after its passage, the public welfare requiring it.

Passed June 9, 1885.

C. R. BERRY,

Speaker of the Senate.

J. A. MANSON,

Speaker of the House of Representatives.

Approved June 10, 1885.

WM. B. BATE,

Governor.

CHAPTER 10.

An Act to amend An Act passed March 30, 1885, entitled An Act to amend An Act passed April 1st, 1881, entitled An Act to establish taxing districts of the second class, and to provide the means of local government therefor.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That Section 2d of An Act entitled An Act to establish taxing districts of the second class, and to provide the means of local government therefor, passed March 30, 1885, be so amended as to read as follows: That section 8 of said Act, passed April 1, 1881, be so amended as that the Board of Commissioners, after the debts of the taxing districts shall have first been compromised between said taxing districts and creditors, shall have power by ordinance within the district to levy taxes upon all property taxable by law for State purposes, and upon all privileges and polls taxable by law for State purposes, and may appropriate the money arising from the collection of said taxes so levied, after defraying the current expenses of the taxing district, to the payment of the debts of said taxing district that have been compromised, and any thing in said Section 2d, or in the Act passed March 30, 1885, in conflict with this Act is hereby repealed.

Taxing districts
—second class.

Power to levy
taxes.

SEC. 2. *Be it further enacted,* That this Act take effect from and after its passage, the public welfare requiring it.

Passed June 9, 1885.

C. R. BERRY,

Speaker of the Senate.

J. A. MANSON,

Speaker of the House of Representatives.

Approved June 10, 1885.

WM. B. BATE,

Governor.

CHAPTER 11.

An Act to better protect the State against fraud in the disbursement of revenue, where accounts for boarding juries in criminal cases are at the adjournment of the term certified to the Comptroller, and for that purpose amending Section 2 of Chapter 6, Acts of 1859-60, entitled An Act to amend the law relative to special criminal courts, and also to amend the laws relative to bills of costs in criminal cases. (Milliken & Vertrees' Code, Section 6454.)

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That Section 2 of the Act mentioned in the caption of this Act, being Section 6454 of Milliken & Vertrees' Code, be so amended as to read that the expenses of keeping a jury in any criminal case in which the State or county may eventually become liable, may, in the discretion of the Court, be certified upon the adjournment thereof to the Comptroller or Judge or Chairman of the County Court, as the case may be, who shall issue his warrant for same to any person authorized to receive it; *provided*, that all parties having such bills against the State or county shall first make oath as to the correctness of said bills before the Clerk of the Circuit or Criminal Court, who shall affix his certificate to same, shall then be read and presented in open court to the Judge and Attorney-General for their inspection and allowance, if correct. The Clerk of the court shall then be required to enter so much of said bill as approved and allowed by the Judge and Attorney-General upon the minutes of his court, and shall certify the amount of said bill in writing on face of original bill as is allowed, together with the seal of his office attached, and forward same to the proper authorities for payment, for which he shall receive a fee of fifty cents, to be paid by the party to whom the bill belongs.

SEC. 2. *Be it further enacted*, That the Judge or Chairman of the County Court or the Comptroller shall not issue warrants for any accounts for boarding juries until the bill shows on its face that all the requirements of this Act have been complied with.

SEC. 3. *Be it further enacted*, That if such costs are afterwards collected from the defendant or his sureties it shall be turned over to the Treasurer of the

Keeping juries.

State or county
may become
liable.

Issue warrant
for same.

Not issue war-
rants.

If costs are col-

State or county, as the case may be, by the Clerk of the Court as fines are paid over.

SEC. 4. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed June 10, 1885.

J. A. MANSON,
Speaker of the House of Representatives.

C. R. BERRY,
Speaker of the Senate.

Approved June 11, 1885.

WM. B. BATE,
Governor.

CHAPTER 12.

An Act to amend an Act entitled An Act to reduce the several Acts incorporating the city of Columbia into one Act, and to amend the same, passed February 25, 1869, and the Acts amendatory thereto.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the Act passed February 25, 1869, entitled An Act to reduce the several Acts incorporating the city of Columbia into one Act, and to amend the same, be and the same is hereby so amended as to extend the corporate limits of said city as follows: Beginning with the present north-west corner of the corporation near White Springs, and running north and east with the branch of said White Spring to Duck River; thence up the south bank of said Duck River to the present north-east corner of the corporation; thence south with the present eastern boundary to the Mooresville turnpike, Boundaries.

thence westerly with said **Mooresville** turnpike to a point on said **Mooresville** turnpike east from the present southern boundary; thence west to the present south-east boundary; thence west with the present southern boundary to the Pulaski turnpike; thence north with the Pulaski turnpike to the present corporation line; thence with said corporation line west to the Columbia and Campbellsville turnpike; thence south with said turnpike to the north boundary line of Anthus A. Aydelott to his north-west corner; thence north with the Aikin and Taylor line to the present corporation line; *provided*, that nothing in this Act shall interfere with an agreement heretofore entered into with the Columbia Cotton Mills Company.

Board of Aldermen.

SEC. 2. *Be it further enacted*, That Section 2 of said Act, and the amendment thereto passed March 27, 1879, be and the same are hereby so amended that the Board of Aldermen shall consist of two instead of three Aldermen from each ward. That at the next regular election held on the third Tuesday in November, 1885, there shall be elected one Alderman from each ward, to serve for two years, and at the election held on the third Tuesday in November, 1887, there shall be elected two Aldermen from each ward, to serve for two years, and biennially thereafter two Aldermen shall be elected for the term of two years; *provided*, that the provisions of this Act shall not deprive the present incumbents from serving until the expiration of the time for which they were elected. That the Board of Mayor and Aldermen shall have power by ordinance to divide said city into not less than three nor more than five wards, to be laid off equally as to population as can be conveniently done, and may alter the same at their pleasure.

Wards.

SEC. 3. *Be it further enacted*, That section 3 of said Act be so amended as to change the time for which the Mayor shall hold his office from one to two years; *provided*, the provisions of this Section shall not effect the term of office for which the present incumbent was elected, but shall take effect from and after the next regular election for Mayor and Aldermen on the third Tuesday in November, 1885.

Elections—when

SEC. 4. *Be it further enacted*, That Section 2 of said Act, and the amendment thereto, passed March 2, 1870, be so amended that the election for Mayor and Aldermen from each ward shall be held biennially

instead of annually, and that said election shall be held on the third Tuesday in November.

SEC. 5. *Be it further enacted*, That all persons owning real estate within said corporation, and all persons living therein, and who have been resident thereof for six months previous to said election, and who are entitled to vote for members of the General Assembly, shall be entitled to vote in said elections. Voters.

SEC. 6. *Be it further enacted*, That an Act passed April 4, 1885, entitled An Act to amend an Act entitled an Act to reduce the several acts incorporating the city of Columbia into one act, and to amend the same, passed February 25, 1869, be and the same is hereby repealed, and that this Act take effect from and after its passage, the public welfare requiring it. Repealed.

Passed June 10, 1885.

C. R. BERRY,
Speaker of the Senate.

J. A. MANSON,
Speaker of the House of Representatives.

Approved June 12, 1885.

WM. B. BATE,
Governor.

CHAPTER 13.

A Bill to be entitled An Act to defray the current expenses of the Extra Session of the Forty-fourth General Assembly of Tennessee.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the Comptroller of the Treasurer issue his warrant on the State Treasurer in favor of each member, officer and employee of the House for the amount stated to be due each in the following schedule: Extra session—
Appropriations.

NAMES OF REPRESENTATIVES.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	Total
Aimison, Wm .....	.....	.....	20	\$ 80	\$ 80 00
Allen, J. M	138	\$ 22 08	20	80	102 08
Anderson, Jackson	370	59 20	20	80	139 20
Anderson, W. E	340	51 40	20	80	134 40
Barnhill, J. T	444	71 04	20	80	151 04
Beard, E. E	60	9 60	20	80	89 60
Bearden, M. D	526	84 16	20	80	164 16
Beddow, C. P	274	43 84	20	80	123 84
Beatty, Claiborne	600	96 00	20	80	176 00
Binns, J. E .....	.....	.....	20	80	80 00
Bonner, T. J	340	54 40	20	80	134 40
Britton, D. D	692	110 72	20	80	190 72
Brogan, T. J	464	74 24	20	80	154 24
Browder, S. E	388	62 08	20	80	142 08
Brown, T. N	558	89 28	20	80	169 28
Browning, R. H	400	64 00	19	76	140 00
Bullock, W. P	110	17 60	20	80	97 60
Burke, F. A	104	16 64	20	80	96 64
Butler, R. R	825	132 00	20	80	212 00
Carmack, E. W	94	15 04	20	80	95 04
Coldwell, Ernest	126	20 16	20	80	100 16
Cockrill, M. S .....	.....	.....	20	80	80 00
Cummings, J. H	104	16 64	20	80	96 64
Davis, T. H	344	55 04	20	80	135 04
Dobson, A. S. N	720	115 20	20	80	195 20
Dulaney, N. T	782	125 12	20	80	205 12
Erwin, W. W	264	42 24	20	80	122 24
Evans, P. W	460	73 60	20	80	153 60
Evans, G. E	464	74 24	20	80	154 24
Fielder, A. T	372	59 52	20	80	139 52
Fields, W. A	476	76 16	20	80	156 16
Fisk, A	280	44 80	20	80	124 80
Fowlkes, H. L	376	60 16	20	80	140 16
French, A. G	540	86 40	20	80	166 40
Gordon, W. W	170	27 20	20	80	107 20
Guthrie, C. H	421	67 36	20	80	147 36
Haggard, W. P	310	49 60	20	80	129 60
Hale, W. J	84	13 44	20	80	93 44
Hancock, R. A	122	19 52	20	80	99 52
Hanna, J. A	340	54 40	20	80	134 40

NAMES OF REPRESENTATIVES.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	Total.
Harrell, J. C.....	542	86 72	20	80	166 72
Haynes, Robert W.....	330	52 80	20	80	132 80
Haynes, S. H.....	464	74 24	20	80	154 24
Hodge, W. C.....	302	48 32	20	80	128 32
Hodges, D. T.....	688	110 08	20	80	190 08
Idol, Willis.....	624	99 84	20	80	179 84
Jackson, E. L.....	180	28 80	20	80	108 80
Johnson, T. B.....	52	8 32	20	80	88 32
Johnson, J. W.....	.....	.....	20	80	80 00
Keeton, M. F.....	340	54 40	20	80	134 40
Lamb, A. B.....	270	48 20	20	80	123 20
Lashlee, J. P.....	174	27 84	20	80	107 84
Lassiter, E. D.....	255	40 80	20	80	120 80
Lewis, J. W.....	280	44 80	20	80	124 80
Lewis, T. W.....	164	26 24	20	80	106 24
Love, J. R.....	454	72 64	20	80	152 64
McCauley, J. J.....	166	26 56	20	80	106 56
McElwee, S. A.....	368	58 88	20	80	138 88
McKinney, J. R.....	268	42 88	20	80	122 88
McSween, W. J.....	654	104 64	20	80	184 64
Miller, J. L.....	228	36 48	20	80	116 48
Morgan, J. D.....	378	60 48	20	80	140 48
Munford, A. H.....	124	19 84	20	80	99 84
Murrell, D. L.....	330	52 80	20	80	132 80
Neal, Tom W.....	376	60 16	20	80	140 16
Reed, J. W.....	620	99 20	20	80	179 20
Redman, M. F.....	500	80 00	20	80	160 00
Revelle, Ike K.....	368	58 88	20	80	138 88
Rivers, Flournoy.....	160	25 60	12	48	73 60
Rogers, B. D.....	88	14 08	20	80	94 08
Ruhm, John.....	.....	.....	20	80	80 00
Rushing, W. A.....	50	8 00	20	80	88 00
Sadler, W. R.....	58	9 28	20	80	89 28
Sanders, J. C.....	160	25 60	20	80	105 60
Shipley, J. T.....	526	84 16	20	80	164 16
Sims, S. A.....	686	109 76	20	80	189 76
Skelton, L. L.....	200	32 00	20	80	112 00
Smith, R. A.....	770	123 20	20	80	203 20
Solomon, A. M.....	244	39 04	20	80	119 04
Steele, J. W.....	100	16 00	20	80	96 00

NAMES OF REPRESENTATIVES.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	Total.
Sugg, N. R.....	84	13 44	20	80	93 4
Taylor, G. C.....	92	14 72	20	80	94 7
Thornburg, R.....	576	92 16	20	80	172 1
Trousdale, J. A.....	50	80 00	20	80	88 0
Tyler, A. J.....	710	113 60	20	80	193 6
Vaughn, E. R.....	404	64 64	20	80	144 6
Vernon, J. W.....	464	74 24	20	80	154 2
Wade, W. W.....	374	59 84	20	80	139 8
Warfield, C. P.....	120	19 20	20	80	99 2
Warren, J. J.....	270	43 20	20	80	123 2
Weems, Joseph.....	114	18 24	20	80	98 2
Weisner, Edwin.....	700	112 00	20	80	192 0
White, J. H.....	96	15 36	20	80	95 3
Willis, J. G.....	166	26 56	20	80	106 5
Wooten, J. S.....	120	19 20	20	80	99 2
Yancy, T. B.....	580	92 80	20	80	172 8
Young, A. H.....	140	22 40	20	80	102 4
Young, J. M.....	540	86 40	20	80	166 4
OFFICERS.					
Manson, J. A., Speaker..	430	68 80	20	120	188 8
Wade, E. B., Prin. Clerk .....	.....	.....	20	120	120 0
Crockett, C. W., Assistant Clerk .....	.....	.....	20	120	120 0
Kennedy, Mrs. Alice, En- grossing Clerk .....	.....	.....	20	120	120 0
Brown, W. E., Sergeant- at-arms .....	.....	.....	22	84	84 0
Dulaney, N. T., jr., Assist- ant Sergeant-at-arms .....	.....	.....	20	80	80 0
Bell, Charles, porter.....	.....	.....	20	60	60 0
Harris, Frank, porter.....	.....	.....	20	60	60 0
Reese, Philip, porter.....	.....	.....	20	60	60 0
Irwin, Mike, Water-closet porter.....	.....	.....	20	60	60 0

SECTION 2. *Be it further enacted,* That the Comptroller draw his warrants on the Treasurer in favor of the following persons for the amounts and services herein stated, viz.: Eth. B. Wade, Principal Clerk, ten days extra for recopying the Journals of the

House for the printer, \$60.00, and for indexing Journals of the House, superintending the printing of the same and reading the proof, \$200.00; and C. W. Crockett, Assistant Clerk, ten daya extra for recopying the Journals of the House for the printer, \$60.00.

SECTION 3. *Be it further enacted*, That the Comptroller issue his warrant in favor of W. E. Brown, and N. T. Dulaney, jr., Sergeant and Assistant Sergeant-at-Arms of the House, for three days' services each, at rate of four dollars per day for services rendered.

SEC. 4. *Be it further enacted*, That the Comptroller of the Treasury issue his warrant on the State Treasurer in favor of each member, officer and employee of the Senate, for the amount stated to be due them in the following schedule:

NAMES OF SENATORS.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	Total.
Atkins, J. C.....	374	\$ 60 04	20	\$ 80	\$140 04
Bagwell, Alex.....	230	36 80	20	80	116 80
Blackmore, J. W.....	50	8 00	20	80	88 00
Brown J. W.....	696	111 36	20	80	191 36
Bryan, M. T.....	.....	.....	20	80	80 00
Case, H. B.....	302	48 32	20	80	128 32
Edmondson, J. P.....	572	91 52	20	80	171 52
Farmer, J. H.....	172	27 52	20	80	107 52
Gaut, Jesse H.....	362	57 92	20	80	137 92
Keith, John Y.....	344	55 04	20	80	135 04
Kercheval, T. A.....	.....	.....	20	80	80 80
Lamb, J. B.....	244	39 04	20	80	119 04
Logan, S. T.....	526	84 16	20	80	164 16
Looney, A. M.....	98	15 68	20	80	95 68
Lyle, W. J.....	386	61 76	20	80	141 76
Martin, G. W.....	280	44 80	20	80	124 80
McBride, P. H.....	166	26 56	20	80	106 56
McDowell, J. H.....	330	52 80	20	80	132 80
McElroy, A. J.....	254	40 64	20	80	120 64
Metcalf, Lewis.....	170	27 20	20	80	107 20
New, Jno. Coffee.....	104	16 64	20	80	96 64
Phillips, Wm.....	665	106 40	20	80	186 40

NAMES OF SENATORS.	No. of Miles.	Mileage.	No. of Days.	Per Diem.	Total.
Ramsey, H. B.....	488	77 28	20	80	157 28
Rogers, J. P.....	574	91 84	20	80	171 84
Rowan, S. P.....	558	89 28	20	80	169 28
Shaver, W. R.....	92	14 72	20	80	94 72
Simerly, Jno. M.....	770	123 20	20	80	203 20
Smith, Warren.....	380	60 80	20	80	140 80
Smith, W. J.....	464	74 20	20	80	154 20
Stovall, A. W.....	394	63 04	20	80	143 04
Thomas, D. B.....	150	24 00	20	80	104 00
Wright, J. W.....	340	54 40	20	80	134 40
OFFICERS.					
Berry, C. R., Speaker.....	40	6 40	20	120	126 40
Long, T. C., Principal Clerk			20	120	120 00
Harris, J. A., Assistant Clerk			20	120	120 00
Hickman, J. P., Sergeant-at-arms.....			20	80	80 00
Ewing, C., Assistantf Sergeant-at-arms			20	80	80 00
Dromgoole, Miss W. A., Engrossing Clerk.....			20	120	120 00
Terry, Jno., porter.....			20	80	80 00
Johnson, J. A., assistant porter			20	60	60 00

SEC. 5 *Be it further enacted,* That the Comptroller draw his warrants on the Treasurer in favor of the following persons for the amounts and services as herein stated: T. C. Long, Principal Clerk, ten days extra for recopying the Journals of the Senate for the printer, \$60.00; and to J. A. Harris, Assistant Clerk, for ten days extra for recopying the Journal for the printer, \$60.00; and that the Principal Clerk will remain a sufficient time to superintend the printing of the Journal, read the proof, and index the same, and for these services he shall be allowed two hundred dollars, and the Comptroller will issue his warrant to said Clerk when he shall have performed these duties and closed his business.

SEC. 6. *Be it further enacted*, That the Comptroller issue his warrant on the Treasurer in favor of John P. Hickman, Sergeant-at-arms of the Senate, for sixty (\$60.00) dollars, to pay for stamps purchased for members of the Senate in accordance with Senate Resolution No. 6.

SEC. 7. *Be it further enacted*, That the sum of four hundred and thirty-one dollars and eighty cents, or so much thereof as may be necessary, is hereby appropriated for the purpose of paying the accounts of the newspapers, in which was published the Governor's proclamation, convening the General Assembly in extra session, and his proclamations for elections to fill the vacancies in this House, occasioned by the resignations of Hon. H. C. Crunk and Hon. J. K. P. Blackburn, and that the Comptroller draw his warrants on the Treasurer in favor of

The Nashville American, for.....
 The Nashville Union, for.....
 The Nashville Banner, for.....
 The Nashville German Paper, for
 The Memphis Appeal, for
 The Memphis Avalanche, for
 The Memphis Ledger, for
 The Knoxville Tribune.....
 The Knoxville Chronicle, for.....
 The Chattanooga Times, for
 The Chattanooga Commercial, for.....
 The Springfield Record, for.....
 The Pulaski Citizen, for.....
 The Nashville American, for.....
 The Nashville Union, for.....

SEC. 8. *Be it further enacted*, That the sum of one thousand dollars, or so much thereof as may be necessary, be appropriated for the purpose of paying the printing, stationery and miscellaneous bills of the Extra Session of the General Assembly, and that the Comptroller draw his warrants on the Treasurer in favor of the parties to whom the bills may be due.

SEC. 9. *Be it further enacted*, That the Comptroller issue his warrant on the Treasurer in favor of the Secretary of State, for the sum of one hundred (\$100.00) dollars, as remuneration for copying Acts for the newspapers, and indexing the same.

SEC. 10. *Be it further enacted*, That the Comptroller draw his warrants on the Treasurer in favor of

the following named, and for the purpose stated : Two hundred and fifty dollars (\$250.00), out of which shall be paid the bills of the newspapers in which shall be published the Acts of this Extra Session. The printers to the State, for publishing the Acts and Journals of this Extra Session, three thousand dollars (3,000.00).

SEC. 11. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed June 10, 1885.

J. A. MANSON,

Speaker of the House of Representatives.

C. R. BERRY,

Speaker of the Senate.

Approved June 12, 1885.

WM. B. BATE,

Governor.

CHAPTER 14.

An Act to be entitled An Act to protect the State in the disbursements of Revenues in paying costs in criminal causes, and to amend Sub section 5 of Section 6465 of Milliken & Vertrees' Code.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That upon conviction in criminal causes, whenever it shall appear to the satisfaction of the Court trying the cause that the defendant is wholly insolvent, the Court may at its discretion, adjudge all costs accrued on behalf of the State against the State or county in the first instance, with judgment over against the defendant; without judgment against the defendant execution and *nulla bona* return first had.

Adjudge all
costs against
State or county.

SEC. 2. *Be it further enacted*, That sub-section 5 of

Section 6465 of Milliken & Vertrees' Code be so amended as to conform to the above provisions of this Act.

SEC. 3. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed June 10, 1885.

J. A. MANSON,

Speaker of the House of Representatives.

C. R. BERRY,

Speaker of the Senate.

Approved June 11, 1885.

WM. B. BATE,

Governor.

CHAPTER 15.

An Act to allow convicts in the Penitentiary a credit in diminution of their sentences.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That every convict who is now or who may hereafter be confined in the Tennessee Penitentiary, and who shall have no infraction of the rules or regulations of the Penitentiary or laws of the State recorded against him, and who performs in a faithful manner the duties assigned to him in an orderly and peaceable manner, shall be entitled to the diminution of time from his sentence as appears in the following table for the respective years of his sentence, and pro rata for any part of a year when the sentence is for more or less than a year:

Diminution of
time for good
conduct.

No. of Years of Sentence.	Good Time Granted.	Good Time Made.	Time to be Served if Full Time is Made.
1 year	1 month	1 month	11 months
2 "	2 "	3 "	1 year 9 months
3 "	3 "	6 "	2 " 6 "
4 "	4 "	6 "	3 " 2 "
5 "	5 "	1 year 3 months	3 " 9 "
6 "	6 "	1 " 9 "	4 " 3 "
7 "	6 "	2 " 3 "	4 " 9 "
8 "	6 "	2 " 9 "	5 " 3 "
9 "	6 "	3 " 3 "	5 " 9 "
10 "	6 "	3 " 9 "	6 " 3 "
11 "	6 "	4 " 3 "	6 " 9 "
12 "	6 "	4 " 9 "	7 " 3 "
13 "	6 "	5 " 3 "	7 " 9 "
14 "	6 "	5 " 9 "	8 " 3 "
15 "	6 "	6 " 3 "	8 " 9 "
16 "	6 "	6 " 9 "	9 " 3 "
17 "	6 "	7 " 3 "	9 " 9 "
18 "	6 "	7 " 9 "	10 " 3 "
19 "	6 "	8 " 3 "	10 " 9 "
20 "	6 "	8 " 9 "	11 " 3 "
21 "	6 "	9 " 3 "	11 " 9 "
22 "	6 "	9 " 9 "	12 " 3 "
23 "	6 "	10 " 3 "	12 " 9 "
24 "	6 "	10 " 9 "	13 " 3 "
25 "	6 "	10 " 3 "	13 " 9 "

Penalty for violation.

SEC. 2. *Be it further enacted,* In case any convict shall be guilty of the violation of any of the rules or laws of the Penitentiary or of the State, as above provided, and has become entitled to any diminution of his sentence by the provisions aforesaid, he shall, for the first offense, forfeit, if he has made so much as two (2) days; for the second offense, four (4) days; for the third offense, eight (8) days; and for the fourth offense, one month; and for more offenses the Warden shall have the power to deprive him at his discretion of any portion of all the good time that the

convict may have earned, but not less than as provided for the fourth offense.

SEC. 3. *Be it further enacted*, That whenever any convict is committed under several convictions with separate sentences they shall be construed as one continuous sentence under this law in granting or forfeiting good time.

Several convictions to count as one.

SEC. 4. *Be it further enacted*, That the Warden in computing the diminution of time for those convicts now in the Penitentiary, shall allow the "good time made" on the expired year, or part of a year of their sentence, and the "good time granted" on the year, or part of a year of their unexpired sentence, the same as if this law had been in effect at the commencement of their sentence.

Manner of computing.

SEC. 5. *Be it further enacted*, That any prisoner released upon the "good time granted" by this law shall be considered on parole until the maximum period of his sentence has expired, and should he, in the interim, commit a fresh crime, and upon conviction thereof, being sentenced anew to the Penitentiary, he shall be treated as an escaped convict owing services to the State, and shall first serve out the unexpired period of the maximum possible imprisonment under his former sentence, then be subject to serve the second sentence after the first sentence is served or annulled, to commence from date of termination of his liabilities upon the first or former sentence.

Prisoner on parole.

SEC. 6. *Be it further enacted*, That it shall be lawful for the Governor, on the first day of each year, to commute the life sentence of any convict or convicts, sentenced for life to the Penitentiary, to a period for years, if in his judgment the circumstances connected with the offense, for which such convict or convicts was or were convicted, and his or their conduct, while in the Penitentiary, has been exemplary and meritorious, so as to demand recognition. In such event the Governor shall fix the number of years to which such life sentence shall by him commuted, and when so done, the convict or convicts whose sentence or sentences shall have been thus commuted, shall be entitled to all the benefits and advantages, and credits for good time, as if his or their sentence had been for a term of years. That the provisions of this Act shall not be obligatory upon the present lessees of the Penitentiary, until they agree to accept its provision as a part of their said lease, in writing,

Governor may commute life sentence.

deposited with the Governor of this State; or until the expiration of the present lease.

Repealing
clause.

SEC. 7. *Be it further enacted*, That all Acts and parts of Acts in conflict with this Act are hereby repealed.

SEC. 8. *Be it further enacted*, That this Act shall take effect and be in force from and after its passage, if the public welfare requiring it.

Passed June 12, 1885.

C. R. BERRY,

Speaker of the Senate.

J. A. MANSON,

Speaker of the House of Representatives.

Approved June 13, 1885.

WM. B. BATE,

Governor.

CHAPTER 16.

An Act to prohibit the State Treasurer or any other officer of the State, or any officer of any county in this State, from using either directly or indirectly, any money of the State, or of any county in the State, and to prohibit the State Treasurer or any other officer of the State, or of any county in the State, or any person whatsoever, from receiving or agreeing to receive from any person, bank or corporation, any fee, interest or reward for the deposit or use of money of the State, or any county, incorporated town or taxing district in the State, and to prescribe a penalty therefor.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That if the State Treasurer or any other officer of this State, any County Trustee, or any other officer of any county in this State shall use, either directly or indirectly, any money of the State, or of any county in the State, such officer shall be deemed guilty of a felony, and upon conviction shall be punished by imprisonment in the Penitentiary.

Officer shall not
use public
money

tentiary for any time not less than three (3) nor more than twenty (20) years.

SEC. 2. *Be it further enacted*, That the State Treasurer or any other officer of this State, any County Trustee, or any other officer of any county in this State, or any person whatsoever, shall receive, or agree to receive, any fee, interest or reward from any person, bank or corporation, for the deposit or use of any money of the State, or for the deposit or use of any money of any county in the State, such officer or other person shall be deemed guilty of a felony, and upon conviction shall be punished by imprisonment in the Penitentiary for any time not less than three nor more than twenty (20) years.

Officer shall not receive reward for use of public money.

SEC. 3. *Be it further enacted*, That nothing contained in the Act shall be construed to modify or change any law now in force, relative to the conduct or liability of the State Treasurer or other officer of the State, or of the County Trustee, or any other officer of any county in the State.

Laws now in force not changed.

SEC. 4. *Be it further enacted*, That all laws or parts of laws in conflict with this Act be and the same are hereby repealed; and that this Act take effect from and after its passage, the public welfare requiring it.

Repealing clause.

Passed June 12, 1885.

C. R. BERRY,

Speaker of the Senate.

J. A. MANSON,

Speaker of the House of Representatives.

Approved June 13, 1885.

WM. B. BATE,

Governor.

CHAPTER 17.

An Act to require all public carriers, companies or other person or persons owning, controlling or operating any cars, steamboats, buildings or yards, for the purpose of transporting or keeping stock, to cleanse, disinfect and fumigate such cars, steamboats, buildings or yards in certain cases, and to provide for the punishment of any failure so to do.

SEC 1. *Be it enacted by the General Assembly of the State of Tennessee*, That it shall be the duty of all public carriers, companies, or other person or persons owning, controlling or operating any cars, steamboats, houses or yards for the purpose of transporting or keeping stock, to cleanse, disinfect and fumigate such cars, steamboats, houses or yards in this State, at such times and places as the commission veterinarian or other authorized officer or officers may designate, whenever, in the opinion of said officers, any such order may be necessary to prevent the spread of contagious pleuro-pneumonia.

Penalty for violation.

SEC. 2. *Be it further enacted*, That any such public carriers, companies, or other person or persons violating any of the provisions of this Act, shall be liable to a penalty of five hundred dollars for each offense, to be collected in a civil action to be prosecuted by or under the direction of the Attorney-General, in the name of the State of Tennessee.

Repealing clause.

SEC. 3. *Be it further enacted*, That all laws or parts of laws in conflict with this Act be and the same are hereby repealed.

SEC. 4. *Be it further enacted*, That this Act shall take effect from and after its passage, the public welfare requiring it.

Passed June 12, 1885.

C. R. BERRY,

Speaker of the Senate.

J. A. MANSON,

Speaker of the House of Representatives.

Approved June 13, 1885.

WM. B. BATE,

Governor.

CHAPTER 18.

An Act to amend the criminal laws of the State, and to provide punishment for the violation of an Act to prevent the spread of contagious pleuro-pneumonia in the State of Tennessee.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That if any person or persons shall bring into the State of Tennessee an animal or animals, knowing the same to be effected with the disease known as contagious pleuro-pneumonia, or that the said animal or animals have been exposed to such disease, it shall be a misdemeanor, and subject said person or persons to indictment, and upon conviction, said person or persons shall be fined in a sum of not less than one hundred or more than five thousand dollars, and may be imprisoned by the order of the Court, at the discretion of the Court, not less than ten days, or more than thirty days.

Penalty for bringing diseased cattle into State.

SEC. 2. *Be it further enacted*, That all persons who knowingly in any way are concerned in bringing said diseased animal or animals exposed to disease into the State, shall be deemed guilty of a misdemeanor, and on conviction shall be punished as in the first section of this Act.

Same.

SEC. 3. *Be it further enacted*, That whenever the Governor shall order any animal or animals, or herd of cattle placed under quarantine, as provided in an Act entitled an Act to prevent the spread of contagious pleuro-pneumonia in the State of Tennessee, and any person who shall break quarantine regulations as established by the Governor, or shall evade the quarantine of said cattle in any way, that it shall be a misdemeanor, and on conviction the party violating the same shall be fined not less than one hundred nor more than one thousand dollars.

Violating quarantine regulations.

SEC. 4. *Be it further enacted*, That if after the Governor shall order an animal or animals placed under quarantine, any attendant shall suffer other cattle not under quarantine, or any party who is not an attendant suffer cattle intentionally to mingle with the cattle under quarantine, it shall be deemed a misdemeanor, and on conviction the party shall be fined not less than one hundred or more than five hun-

Same.

dred dollars, and may be imprisoned, at the discretion of the judge, not less than thirty days.

Penalty or obstructing inspection.

SEC. 5. *Be it further enacted*, That any person or persons who own, or are in possession of, live stock which is, or which is suspected, or reported to be affected with infectious or contagious pleuropneumonia, who shall refuse to allow, hinder or obstruct a commissioned veterinarian, or other authorized officer or officers to examine such stock, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined in any sum not less than one hundred, nor more than five hundred dollars, and may, at the discretion of the Court, be imprisoned not less than [10] ten, or more than thirty [30] days.

SEC. 7. *Be it further enacted*, That all laws or parts of laws in conflict with this Act be and the same are hereby repealed.

SEC. 7. *Be it further enacted*, That this Act shall take effect from and after its passage, the public welfare requiring it.

Passed June 9, 1885.

J. A. MANSON,

Speaker of the House of Representatives.

C. R. BERRY,

Speaker of the Senate.

Approved June 10, 1885.

WM. B. BATE,

Governor.

CHAPTER 19.

An Act to more fully authorize municipal corporations to establish and maintain common schools of high grade, and to better provide for the government thereof, and to amend the common school law in relation thereto.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That the several incorporated cities and towns within this State may, through their

Boards of Mayor and Aldermen, establish and maintain within their respective corporate limits a system of high graded common schools.

Towns may establish common schools of a high grade.

SEC. 2. *Be it further enacted*, That for the purpose as provided in the first section of this Act the said Boards of Mayor and Aldermen of any municipal corporation within this State may procure a suitable school-house or houses either by erection or purchase, and that in making of such erection or purchase of such house or houses, and furnishing the same, may apply the common school fund to which their respective scholastic population are entitled by law.

Erect school-houses.

SEC. 3. *Be it further enacted*, That for the purpose of erecting, or causing to be erected, or purchasing such school buildings or houses, and furnishing the same, and for the purpose of establishing and maintaining such high graded common public schools said Board of Mayor and Aldermen may levy and collect an additional tax to that imposed by or under the general provisions of the school law upon all taxable polls, privileges and property within the corporate limits; *provided*, that the special tax levied under this section, and the municipal taxes levied for general municipal purposes shall in no case exceed the rate of taxation for general purposes fixed by charter limitation.

Levy additional tax.

SEC. 4. *Be it further enacted*, That the Board of Mayor and Aldermen of any such municipal corporation so establishing public schools may and they shall have full power to appoint a Board of Education, consisting of not exceeding six qualified citizens residing within their corporate limits, which Board, when so appointed, shall have full power as trustees or directors to manage and control such school, to elect or employ well qualified teachers, and to prescribe all needful rules and regulations, and said Board shall hold its office as follows: Two for three years, two for two years, two for one year, and after the first year two commissioners shall be elected each year, subject to removal for good cause by the said Board of Mayor and Aldermen.

Board of Education.

SEC. 5. *Be it further enacted*, That nothing in this Act shall be so construed to allow or permit mixed schools of the white and colored population, but such school shall be taught separately, as now provided by law.

SEC. 6. *Be it further enacted*, That this Act take

effect from and after its passage, the public welfare requiring it.

Passed June 12, 1885.

C. R. BERRY,

Speaker of the Senate.

J. A. MANSON,

Speaker of the House of Representatives.

Approved June 13, 1885.

WM. B. BATE,

Governor.

CHAPTER 20.

An Act to divide the State of Tennessee into Judicial Circuits and Chancery Divisions, and provide for the administration of justice and equity in the Circuit and Chancery and other inferior Courts of this State, and to fix the time for holding the terms of said Chancery, Circuit and other Courts.

Administration
of Justice.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That for the administration of justice the State of Tennessee is hereby divided and constituted into Judicial Circuits and Chancery Divisions and special Criminal Court Circuits, as hereinafter ordained and established, as follows:

JUDICIAL CIRCUITS.

Judicial
Circuits.

1. The First Judicial Circuit shall comprise the following counties: Johnson, Carter, Sullivan, Washington, Unicoi, Greene, Hawkins and Hancock.

2. The Second Judicial Circuit shall comprise the following counties: Claiborne, Campbell, Grainger, Union, Hamblen, Jefferson, Cocke, Anderson and Sevier.

3. Criminal and Law District of Knox County and the Criminal Judge of Knox County shall hold the Circuit or Law Court of said County.

4. The Third Judicial Circuit shall comprise the following counties: Blount, Monroe, Loudon, Roane, Morgan and Scott.

5. The Fourth Judicial Circuit shall comprise the following counties: Bradley, Polk, Meigs, Rhea, Bledsoe, Sequatchie, Marion, Hamilton, McMinn and James.

6. The Fifth Judicial Circuit shall comprise the following counties: Pickett, Fentress, Cumberland, Putnam, Overton, Clay, Jackson, Smith, Macon and Trousdale.

7. The Sixth Judicial Circuit shall comprise the following counties: Van Buren, Grundy, Franklin, Coffee, Warren, Moore, Lincoln, DeKalb and White.

8. The Seventh Judicial Circuit (for the trial of civil causes in Davidson County only) shall comprise the following counties: Davidson (civil causes), Williamson (with civil and criminal jurisdiction), Cheatham (with civil and criminal jurisdiction.)

9. There shall be a Special Criminal Circuit (for the trial of criminal cases only), comprised of the counties of Davidson and Rutherford.

10. The Eighth Judicial Circuit shall comprise the following counties: Wilson, Rutherford, Cannon, Bedford and Marshall.

11. The Ninth Judicial Circuit shall comprise the following counties: Maury, Giles, Lawrence, Wayne, Hardin, Lewis and Hickman.

12. The Tenth Judicial Circuit shall comprise the following counties: Sumner, Robertson, Montgomery (with civil jurisdiction only), Stewart, Houston, Dickson and Humphreys.

13. The Eleventh Judicial Circuit shall comprise the following counties: McNairy, Chester, Madison, Henderson, Decatur and Perry.

14. The twelfth Judicial Circuit shall comprise the following counties: Obion, Weakley, Henry, Carroll, Gibson, Crockett, Haywood and Benton.

15. The Thirteenth Judicial Circuit shall comprise the following counties: Hardeman, Fayette, Tipton, Lauderdale, Dyer and Lake. The Judge of this Judicial Circuit will hold the Chancery Court of Lake County.

16. The Fourteenth Judicial Circuit shall comprise the county of Shelby (with civil jurisdiction only).

17. There shall be a Special Criminal Court for Shelby County, with jurisdiction of all criminal cases arising in said county.

SEC. 2. *Be it further enacted*, That the establishment of the Criminal Court for the county of Montgomery shall remain as now provided by law, except that the Judge's salary to paid from the treasury of the State shall hereafter be twelve hundred and fifty dollars, to which end Chapter 53 of the Acts of 1873 (Milliken & Vertrees' Code, Sec. 196) is amended accordingly.

CHANCERY DIVISIONS.

Chancery Divisions.

SEC. 3. *Be it further enacted*, That the First Chancery Division shall comprise the following counties:

1. Johnson, Carter, Washington, Sullivan, Hawkins, Greene, Hancock, Claiborne, Grainger, Jefferson, Cocke, Hamblen and Unicoi.

2. The Second Chancery Division shall comprise the following counties: Knox, Campbell, Sevier, Union, Anderson, Blount, Roane, Loudon, Morgan and Scott.

3. The Third Chancery Division shall comprise the following counties: Bradley, Polk, Rhea, Marion, McMinn, Hamilton, James, Monroe, Meigs, Bledsoe, Sequatchie, Van Buren, Coffee and Grundy.

4. The Fourth Chancery Division shall comprise the following counties: Warren, Cannon, Rutherford, Bedford, Franklin, Lincoln, Moore and Marshall.

5. The Fifth Chancery Division shall comprise the following counties: Cumberland, Fentress, Pickett, Overton, Clay, Jackson, Putnam, White, DeKalb, Smith and Macon.

6. The Sixth Chancery Division shall comprise the counties of Davidson and Williamson.

7. The Seventh Chancery Division shall comprise the counties of Maury, Giles, Lawrence, Lewis, Wayne, Hickman, Hardin, Perry, Decatur, Dickson and Benton.

8. The Eighth Chancery Division shall comprise the counties of Sumner, Robertson, Montgomery, Wilson, Stewart, Houston, Cheatham, Humphrey and Trousdale.

9. The Ninth Chancery Division shall comprise the

counties of Hardeman, McNairy, Chester, Madison, Crockett, Henderson, Carroll and Henry.

10. The Tenth Chancery Division shall comprise the counties of Fayette, Tipton, Haywood, Lauderdale, Dyer, Obion, Weakley and Gibson.

11. The Eleventh Chancery Division shall comprise the county of Shelby.

TIMES AND PLACES OF HOLDING CIRCUIT AND CRIMINAL COURTS.

Circuit and Criminal Courts—times and places of holding.

SEC. 4. *Be it further enacted,* That the Circuit and Criminal Courts shall be held at the following times and places:

First Circuit.

First Circuit.

Johnson—Third Mondays in March, July and November.

Carter—Second Mondays in March, July and November.

Sullivan—At Bristol: Fourth Mondays in March, July and November. At Blountville: First Mondays in March, July and November.

Washington—Third Mondays after the fourth Mondays in March, July and November.

Unicoi—First Monday in March, July and November.

Greene—Second Mondays in February, June and October.

Hawkins—Fourth Mondays in January, May and September.

Hancock—Third Mondays in January, May and September.

Second Circuit.

Second Circuit. /

Claiborne—First Mondays in March, July and November.

Campbell—Third Mondays in February, June and October.

Grainger—Fourth Mondays in April, August and December.

Union—Fourth Mondays in February, June and October.

Hamblen—First Mondays in April, August and December.

Jefferson—Second Mondays in April, August and December.

Cocke—Fourth Mondays in March, July and November.

Anderson—Second Mondays in February, June and October.

Sevier—Third Mondays in March, July and November.

Criminal District of Knox County—First Mondays in January, May and September.

Third Circuit.

Third Circuit.

Knox—First Mondays in February, June and October.

Blount—Fourth Mondays in January, May and September.

Monroe—Second Mondays in January, May and September.

Loudon—Fourth Mondays in April, August and September.

Roane—Second Monday in April, August and December.

Morgan—Fourth Mondays in March, July and November.

Scott—First Mondays in April, August and December.

Fourth Circuit.

Fourth Circuit.

Bradley—First Mondays in January, May and September.

Polk—Fourth Mondays in February, June and October.

Meigs—Third Mondays in March, July and November.

Rhea—First Mondays in March, July and November.

Bledsoe—Second Mondays in March, July and November.

Sequatchie—First Thursday after the second Mondays in March, July and November.

Marion—Fourth Mondays in March, July and November.

Hamilton—Third Mondays in January, May and September.

McMinn—Second Mondays in April, August and December.

James—First Wednesday after the third Mondays in April, August and December.

Fifth Circuit.

Pickett—First Tuesday after first Mondays before the last Monday in January, May and September. Fifth Circuit.

Fentress—First Tuesday after last Mondays in January, May and September.

Cumberland—First Tuesday after first Mondays in February, June and October.

Putnam—First Tuesday after second Mondays in February, June and October.

Overton—First Tuesday after third Mondays in February, June and October.

Clay—First Tuesday after fourth Mondays in February, June and October.

Macon—First Tuesday after first Mondays in March, July and November.

Jackson—First Tuesday after second Mondays in March, July and November.

Trousdale—First Tuesday after third Mondays in March, July and November.

Smith—First Tuesday after the fourth Mondays in March, July and November.

Sixth Circuit.

Van Buren—First Tuesdays after third Mondays in April, August and December. Sixth Circuit.

Grundy—First Fridays after third Mondays in April, August and December.

Franklin—Fourth Mondays in March, July and November.

Coffee—First Tuesdays after first Mondays in January, May and September.

Warren—Tuesdays after fourth Mondays in January, May and September.

Moore—Third Mondays in February, June and October.

Lincoln—First Mondays in March, July and November.

DeKalb—First Tuesdays after second Mondays in March, July and November.

White—First Tuesdays after fourth Mondays in February, June and October.

*Seventh Circuit.*Seventh Circuit

Davidson—Second Monday in January, first Monday in May, third Monday in September. Google

Williamson—First Mondays in March, July and November.

Cheatham—Third Mondays in February, June and October.

Criminal Courts of Davidson and Rutherford:

Davidson—First Mondays in January, May and September.

Rutherford—First Mondays in April, August and December.

Eighth Circuit.

Eighth Circuit. Wilson—Second Mondays of January, May and September.

Rutherford—Fourth Mondays of February, June and October.

Cannon—Second Mondays in February, June and October.

Bedford—Second Mondays in March, July and November.

Marshall—Second Mondays in April, August and December.

Ninth Circuit.

Ninth Circuit. Maury—First Mondays in January, May and September.

Giles—Fourth Mondays in March, July and November.

Lawrence—Third Mondays in March, July and November.

Wayne—First Mondays in March, July and November.

Hardin—Second Mondays in February, June and October.

Lewis—Fourth Mondays in February, June and October.

Hickman—First Mondays in April, August and December.

Tenth Circuit.

Tenth Circuit. Sumner—Fourth Mondays in February, June and October.

Robertson—First Mondays in February, June and October.

Montgomery—First Mondays in January, May and September.

Stewart—Second Mondays in April, August and December.

Houston—First Mondays in April, August and December.

Dixon—Third Mondays in March, July and November.

Humphreys—Fourth Mondays in March, July and November.

Criminal Court of Montgomery—Fourth Mondays in January and April, and second Monday in December.

Eleventh Circuit.

McNairy—First Tuesdays after the first Mondays in March, July and November.

Chester—Third Mondays in March, July and November. Eleventh Circuit.

Madison—Fourth Mondays in March, July and November.

Henderson—Third Mondays in April, August and December.

Decatur—Second Mondays in January, May and September.

Perry—Third Mondays in February, June and October.

Twelfth Circuit.

Obion—At Troy: First Monday in March and second Mondays in July and November. At Union City: Third Mondays in March, July and November. Twelfth Circuit.

Weakley—Second Monday in February, and third Monday in June and October.

Henry—Fourth Mondays in January, May and September.

Carroll—First Mondays in January, May and September.

Gibson—At Humboldt: Third Monday in March, July and November. At Trenton: first Tuesday after the first Monday in April, August and December.

Crockett—Fourth Mondays in January, May and September.

Haywood—Fourth Monday in February, and third Monday in June and October.

Benton—Third Mondays in January, May and September.

Thirteenth Circuit.

Hardeman—First Tuesday in January, May and September. Thirteenth Circuit.

Fayette—Third Tuesday in January, May and September.

Tipton—Second Tuesday in February, June and October.

Lauderdale—First Tuesday in March, July and November.

Dyer—Third Tuesdays in March, July and November.

Lake—Second Tuesday in April, August and December.

Fourteenth Circuit.

Fourteenth Circuit.

Shelby County—At Memphis: Third Mondays in January, March, May, September and November.

Criminal Court of Shelby County—Third Mondays in January, May and September.

SEC. 5. *Be it further enacted,* That the Chancery Courts of this State shall be held at the following times and places:

TIMES FOR HOLDING CHANCERY COURTS.

Times for holding Chancery Courts.

First Chancery Division.

Johnson—Third Mondays in February, and second Monday in August.

Carter—Second Monday in February, and first Monday in August.

Washington—Fourth Mondays in May and November.

First Chancery

Sullivan—Bristol: Fourth Mondays in June and December. Blountville: Second Mondays in June and December.

Hawkins—Fourth Mondays in April and October.

Greene—Second Mondays in May and November.

Hancock—Second Monday in March, and third Monday in August.

Claiborne—Second Mondays in April and October.

Grainger—Third Mondays in April and October.

Jefferson—Second Mondays in January and July.

Cocke—Fourth Mondays in February and August.

Hamblen—Third Mondays in January and July.

Unicoi—First Mondays in January and July.

Second Chancery Division.

Knox—First Monday in January, and fourth Monday in June.

Second Chancery Division.

Campbell—First Mondays in May and November.
 Sevier—Fourth Mondays in April and October.
 Union—Third Mondays in April and October.
 Anderson—First Mondays in June and December.
 Blount—Second Mondays in June and December.
 Roane—Second Mondays in May and November.
 Loudon—Third Mondays in May and November.
 Morgan—Second Mondays in March and September.
 Scott—First Mondays in March and September.

Third Chancery Division.

Third Chancery
Division.

Bradley—Third Mondays in March and September.
 Polk—First Mondays in February and August.
 Rhea—First Thursdays after fourth Mondays in
 March and September.
 Marion—Fourth Mondays in February and Au-
 gust.
 McMinn—Fourth Mondays in May and November.
 Hamilton—Third Mondays in April and October.
 James—Second Mondays in March and September.
 Monroe—First Mondays in June and December.
 Meigs—Fourth Mondays in March and September.
 Bledsoe—Second Mondays in April and October.
 Sequatchie—First Thursdays after second Mondays
 in April and October.
 Coffee—Second Mondays in February and August.
 Van Buren—Three times a year at same time of
 Circuit Court.
 Grundy—Three times a year at same time of Cir-
 cuit Court.

Fourth Chancery Division.

Warren—Second Mondays in February and Au-
 gust.

Fourth Chan-
cery Division.

Cannon—Fourth Mondays in April and October.
 Rutherford—Third Mondays in April and October.
 Bedford—First Mondays in March and September.
 Franklin—Fourth Mondays in January and June.
 Lincoln—First Mondays in April and October.
 Moore—Fourth Mondays in February and August.
 Marshall—First Mondays in May and November.

Fifth Chancery Division.

Fifth Chancery
Division.

Cumberland—First Thursdays after third Mondays
 in March and September.

Fentress—Third Mondays in March and September.

Pickett—First Thursdays after second Mondays in March and September.

Overton—First Mondays in April and October

Clay—Second Mondays in April and October.

Jackson—First Mondays in March and September.

Putnam—Last Mondays in February and August.

White—Fourth Mondays in March and September.

DeKalb—Third Mondays in February and August.

Smith—Fourth Mondays in April and October.

Macon—Third Mondays in April and October.

**Sixth Chancery
Division.**

Sixth Chancery Division.

Davidson—First Mondays in January and July

Williamson—First Mondays in June and December.

**Seventh Chan-
cery Division.**

Seventh Chancery Division.

Maury—First Mondays in April and October.

Giles—Third Monday in February and first Monday in September.

Lawrence—Second Mondays in May and November.

Lewis—First Thursdays after the first Mondays in March and September.

Wayne—First Mondays in May and November.

Hardin—Third Mondays in April and October.

Perry—Second Mondays in March and September.

Decatur—Third Mondays in March and September.

Hickman—First Mondays in March and September.

Dickson—First Mondays in June and December.

Benton—Third Mondays in June and December.

**Eighth Chan-
cery Division.**

Eighth Chancery Division.

Sumner—First Mondays in June and December.

Robertson—Second Monday in May and fourth Monday in November.

Montgomery—Third Monday in April and first Monday in October.

Wilson—Third Monday in March and fourth Monday in October.

Stewart—First Mondays in March and September.

Houston—First Thursdays after first Mondays in March and September.

Humphreys—Second Mondays in January and July.

Cheatham—First Tuesdays after second Mondays in March and September.

Trousdale—Third Mondays in January and June.

Ninth Chancery Division.

Hardeman—Third Mondays in March and September. Ninth Chancery Division.

McNairy—Second Mondays in April and October.

Chester—Fourth Mondays in April and September.

Madison—Second Mondays in January and July.

Crockett—Fourth Mondays in May and November.

Henderson—First Mondays in May and November.

Carroll—Fourth Mondays in January and December.

Henry—First Mondays in June and December.

Tenth Chancery Division.

Fayette—First Mondays in February and August. Tenth Chancery Division.

Tipton—Fourth Mondays in February and August.

Haywood—First Mondays in January and July.

Lauderdale—First Mondays in March and September.

Dyer—Fourth Mondays in March and October.

Obion—At Troy: Second Mondays in April and October. At Union City: Fourth Mondays in January and July.

Weakley—Second Mondays in January and July.

Gibson—At Trenton: First Mondays in May and November. At Humboldt: Second Mondays in February and August.

Eleventh Chancery Division.

Shelby—First Mondays in April and October. Eleventh Chancery Division.

The Chancery Court of Lake County shall be held at same time and place that Circuit Courts are held for said County.

SEC. 6. *Be it further enacted* That all bonds shall be taken, and all process made returnable to the Courts at the times and places fixed for holding the same in the foregoing provisions of this Act. And all such bonds recognizances taken at or after the last terms of the various Courts of the State, as held under existing laws, and all process issued after that time, Bonds and Process.

shall be made returnable to the first terms of Court to be held thereafter under the provisions of this Act and the same shall be valid and binding in law.

To take effect.

SEC. 7. *Be it further enacted*, That this Act shall take effect on and after the first day of August, 1886 (eighteen hundred and eighty-six), for the purpose of electing judges for the several judicial circuits, chancery divisions and criminal courts of this State but in all other respects, and as to all other provisions, this Act shall take effect on the first day of September, 1886 (eighteen hundred and eighty-six) at which time the terms of office of the judges and chancellors to be elected under this Act begin.

Times and places of elections.

SEC. 8. *Be it further enacted*, That elections for judges, chancellors and attorneys general, under this Act, shall be at the times, places and manner as now provided by law, for the election of such officers.

Repealing Act.

SEC. 9. *Be it further enacted*, That the provisions of the Code of Tennessee, and all Acts and parts of Acts of the General Assembly in conflict with this Act be and the same are hereby repealed.

Passed June 11, 1885.

J. A. MANSON,
Speaker of the House of Representatives.

C. R. BERRY,
Speaker of the Senate.

Approved June 12, 1885.

WM. B. BATE,
Governor.

RESOLUTIONS.

Senate Joint Resolutions.

NUMBER 1.

Resolved by the General Assembly of the State of Tennessee, That a committee of two on the part of the Senate, and three on the part of the House, be appointed by the respective Speakers to notify the Governor that they have met in pursuance of his proclamation, and are ready to receive such communications as he may desire to present.

Adopted May 25, 1885.

C. R. BERRY,
Speaker of the Senate.

J. A. MANSON,
Speaker of the House of Representatives.

Approved May 28, 1885.

WM. B. BATE,
Governor.

NUMBER 2.

WHEREAS, Atha Thomas, former Treasurer of the State of Tennessee, received from Jesse G. Wallace, for the State, under a decree in the case of State vs. J. E. Rust, in Chancery Court, at Nashville, the following assets, as follows :

Bank of Tennessee money.....	\$2,182 00
Bank of Chattanooga money.....	40 00
Bills on other banks.....	23 00
Three State of Tennessee bonds, \$1,000 each, 5 per cent., Nos. 395, 424, 396, White "A,"	3,000 00
Detached coupons of Tennessee bonds.....	2,700 00
United States currency.....	?

Therefore,

Be it resolved by the General Assembly of the State of Tennessee, That a committee of two, consisting of one from the Senate and one from the House, be appointed to act in conjunction with the Governor, Comptroller and Treasurer, to take charge of said funds, and cancel the bonds and coupons, and burn the Tennessee money, Bank of Chattanooga money and bills on other banks, and report their action on the premises to the next General Assembly.

Adopted June 1, 1885.

C. R. BERRY,

Speaker of the Senate.

J. A. MANSON,

Speaker of the House of Representatives.

Approved June 5, 1885.

WM. B. BATE,

Governor.

NUMBER 3.

WHEREAS, A Bill has been passed by the present General Assembly appropriating \$85,000 to build an insane asylum, somewhere in West Tennessee, and the second Section of said Act appointed by name three commissioners, whose duty it is to locate and superintend the building of said asylum, and as it may not be convenient for the parties therein named to do more than select a location for said institution

and before that is done a vacancy may occur in the Board, and no provisions are made by said Act to fill such vacancy, therefore,

Be it resolved by the Senate and House of Representatives, That any two of said commissioners appointed as aforesaid, may fill any vacancy that may occur from any cause before said asylum is located.

Resolved further, That said Commissioners shall have the power, and are hereby charged with the duty, after they shall have located said institution, of appointing three suitable persons living in the vicinity of the site so selected, whose duty it shall be to take full charge of the work contemplated by said Act, and make their report, and be charged with the duties and responsibilities imposed by said Act upon the commissioners named therein, or their successors, in the same manner as the said Act requires the commissioners named in said Act, or their successors, to do.

C. R. BERRY,

Speaker of the Senate.

J. A. MANSON,

Speaker of the House of Representatives.

Approved June 5, 1885.

WM. B. BATE,

Governor.

NUMBER 4.

WHEREAS, It appears from the report of the special committee appointed at the last regular session of this Assembly, that the University Endowment Bonds and the coupons attached thereto are indelibly stamped with the name of the university thereon, and are deposited safely within the vault of the People's Bank at Knoxville, and that only the

semi-annual interest on said bonds is paid to and handled by the Trustees at any one time, amounting to \$12,000.00, or \$24,000.00 per annum:

Be it resolved by the General Assembly of the State of Tennessee, That the Trustees of the University of Tennessee be hereby required to execute bond in the sum of fifty thousand (\$50,000.00) dollars to properly apply and account for the interest annually accruing upon said endowment fund and coming to their hands, instead and in lieu of the bond heretofore given in the sum of eight hundred (\$800.00) dollars.

Adopted June 6, 1885.

C. R. BERRY,

Speaker of the Senate.

J. A. MANSON.

Speaker of the House of Representatives.

Approved June 10, 1885.

WM. B. BATE,

Governor.

NUMBER 5.

WHEREAS, By Act of Assembly of ———, it was provided that the Governor, Treasurer, and Secretary of State, constituting a Funding Board to examine what is commonly known as the Torbett Issue, to fund the same into certificates, and to cancel it as funded; and,

WHEREAS, Said Board has complied with the duties prescribed by said Act, and the canceled notes of said Torbett Issue, amounting to some \$500,000, are still on hand, and liable at some time to be scattered, lost, or used for some illegitimate purpose; therefore,

Be it resolved by the General Assembly of the State of Tennessee, That the Joint Committee composed of two members of the Senate and four of the House,

be appointed with instructions to examine said Torbett Issue notes, and if properly canceled, to destroy the same by burning or otherwise.

Adopted June 6, 1885.

C. R. BERRY,

Speaker of the Senate.

J. A. MANSON,

Speaker of the House of Representatives.

Approved June 10, 1885.

WM. B. BATE,

Governor.

NUMBER 6.

WHEREAS, It is currently reported that a mob entered the jail at Brownsville, Tennessee, on the night of the of May, 1885, and took a prisoner therefrom and hung him to a tree until he was wel-nigh dead, for the purpose of extorting a confession from him as to his guilt or innocence in a certain matter; and,

WHEREAS, Said mob, failing in their purpose of getting a confession, released and put at large said prisoner; and,

WHEREAS, Mob law, or mob violence, ought not to be tolerated in any form; therefore,

Be it resolved by the General Assembly of the State of Tennessee, That we condemn such acts as outrageous, wrong and cruel in the extreme.

Adopted June 6, 1885.

C. R. BERRY,

Speaker of the Senate.

J. A. MANSON,

Speaker of the House of Representatives.

Approved June 10, 1885.

WM. B. BATE,

Governor.

NUMBER 7.

WHEREAS, Provision was made by the General Assembly for the payment of mileage and per diem of witnesses summoned before the special committee appointed to investigate the State prison and branches; and,

WHEREAS, The name of R. F. Looney, of Memphis, a witness duly summoned and in attendance before said committee, was accidentally omitted from the list for the payment of which provision was made; therefore,

Be it resolved by the General Assembly of the State of Tennessee, That the Comptroller be, and is hereby directed to issue his warrant upon the Treasurer in favor of R. F. Looney for the sum of twenty-six dollars and twenty cents (\$26.20), amount due him for mileage and per diem as witness before the Penitentiary Investigating Committee, and that the Treasurer is hereby directed to pay the same out of any money in the Treasury not otherwise appropriated.

Adopted June 13, 1885.

C. R. BERRY,

Speaker of the Senate.

J. A. MANSON,

Speaker of the House of Representatives.

Approved June 13, 1885.

WM. B. BATE,

Governor.

House Joint Resolutions.

NUMBER 1.

Be it resolved by the General Assembly of the State of Tennessee, That the Secretary of State be authorized to have printed three hundred copies of the Governor's message for the use of the House.

Adopted May 29, 1885.

J. A. MANSON,

Speaker of the House of Representatives.

C. R. BERRY,

Speaker of the Senate.

Approved June 2, 1885.

WM. B. BATE,

Governor.

NUMBER 2.

WHEREAS, It fully appearing to the General Assembly that the act creating the Railroad Commission has been repealed; and.

WHEREAS, The act creating said commission provided for an office to be kept in the city of Nashville by said commissioners for transacting of the business pertaining to said office, and that there are the records, office furniture, &c., belonging to the State in the pos-

session of the late commissioners, with no provisions for the preservation of the records or disposition of the office furniture; therefore,

Be it resolved by the General Assembly of the State of Tennessee, That the late commissioners turn over to the Secretary of State all papers, records and documents belonging and pertaining to said office, to be preserved in the State Department, and that said Secretary take possession of the office furniture and make such disposition of the same as he may deem best for the best interest of the State, and if he sells the same to cover the proceeds into the Treasury, that the office rent shall cease from and after the 8th, this instant.

Adopted June 2, 1885.

C. R. BERRY,

Speaker of the Senate.

J. A. MANSON,

Speaker of the House of Representatives.

Approved June 5, 1885.

WM. B. BATE,

Governor.

NUMBER 3.

Be it resolved by the General Assembly of the State of Tennessee, That the public printer to the State be and he is hereby instructed to print five thousand copies of the acts of this extraordinary session of the General Assembly, and seven hundred copies of each Senate and House Journal and Appendices, for the use of the State, all to be bound as prescribed by law.

Resolved further, That the Governor's proclamation convening the extra session be printed with the acts. That the public printer to the State is hereby

authorized to publish any additional number of the acts he wishes, at his own expense, for sale, *provided*, however, that they shall not be sold at more than fifty cents per volume.

Adopted June 2, 1885.

J. A. MANSON,
Speaker of the House of Representatives.

C. R. BERRY,
Speaker of the Senate.

Approved June 8, 1885.

WM. B. BATE,
Governor.

NUMBER 4.

Be it resolved by the General Assembly of the State of Tennessee, That the same do adjourn sine die at 12 o'clock M., on Saturday, the 13th of June, 1885.

Adopted June 10, 1885.

J. A. MANSON,
Speaker of the House of Representatives.

C. R. BERRY,
Speaker of the Senate.

NUMBER 5.

WHEREAS, It appears that Henry N. Cobb is the holder of two Compromise Bonds of the State of Tennessee, for \$500.00 each, properly issued under the Funding Act of 1882, and numbered 1676 and 1788; and,

WHEREAS, It appears that by omission the Seal of the State was not affixed to said Bonds as the law required; therefore,

Be it resolved by the General Assembly of the State of Tennessee, That the Governor be directed to affix the Seal of the State to said Bonds.

Adopted June 11, 1885.

J. A. MANSON,

Speaker of the House of Representatives.

C. R. BERRY,

Speaker of the Senate.

Approved June 12, 1885.

WM. B. BATE,

Governor.

NUMBER 6.

WHEREAS, A decree was rendered in the Chancery Court at Clarksville, on the 10th day of May, 1883, in the cases of the State of Tennessee and Tennessee Orphan Asylum *ex parte*, requiring the Clerk and Master of the Chancery Court to receive from D. M. Quarles, trustee of W. A. Quarles, the amount of a debt due the State of Tennessee from said W. A. Quarles, as purchaser of realty mentioned and fully described in the pleadings in said causes in new issue, or Torbett Issue, of the Bank of Tennessee; and

WHEREAS, Said Clerk, in obedience to said decree, received the amount of said purchase money in said

issue, and as such Clerk and Master he tendered the same to the Comptroller and Treasurer, as was his duty under existing laws, and the same was refused by the State officers aforesaid, thus leaving in the hands of said Clerk the sum of forty-nine hundred and eighty dollars and twenty-nine cents, the net amount of said fund after deducting the costs in said causes; therefore,

Be it resolved by the General Assembly of the State of Tennessee, That the Comptroller be and is hereby directed and required to issue his receivable warrant to said Clerk for said funds, and that the Treasurer receive said funds from said Clerk and Master, and receipt him for the same, as now required by law for all funds paid by Clerks for funds collected by them belonging to the State. And that the Treasurer shall file said funds in the office of the Clerk and Master of Chancery Court at Nashville, so as to procure for the State the pro rata of the distribution of the assets of the Bank of Tennessee.

Adopted June 12, 1885.

J. A. MANSON,

Speaker of the House of Representatives.

C. R. BERRY,

Speaker of the Senate.

Approved June 13, 1885.

WM. B. BATE,

Governor.

NUMBER 7.

Be it resolved by the General Assembly of the State of Tennessee, That it is the sense of this Assembly, and in accordance with the report and recommendation of the Special Committee recently visiting the charitable and other State institutions at Knoxville,

that the Governor be and is hereby authorized to permit "The East Tennessee Driving Park and Fair Association" to take possession of and use a certain piece of land, known as the "Eastern Division Fair Grounds," as designated in Acts of 1873, for the purposes for which said Association was incorporated by the terms of its charter.

Provided, Said Fair Grounds shall not be used by said Association to the exclusion of the original purposes for which it was dedicated :

Provided further, That said Association shall fence said Grounds, erect stock-pens and suitable buildings for fair exhibitions at its own expense :

Provided further, That whenever said Fair Grounds shall cease to be used by said Association for the purposes herein indicated, for the period of one year, it shall work a revocation of the permission granted by the Governor, and all improvements made thereon by said Association shall be forfeited and become the property of the State ; and in no event shall this permission to use be extended or granted for more than six years from 1st January, 1886.

Adopted June 12, 1885.

J. A. MANSON,

Speaker of the House of Representatives.

C. R. BERRY,

Speaker of the Senate.

Approved June 13, 1885.

WM. B. BATE,

Governor.

Senate Resolutions.

NUMBER 1.

WHEREAS, G. C. Tanner, Sergeant-at-arms of the Senate, has resigned his office; be it therefore

Resolved by the Senate, That the Speaker be and is hereby authorized to appoint a Sergeant-at-arms to fill the vacancy occasioned by the resignation of said G. C. Tanner.

Adopted May 25, 1885.

C. R. BERRY,

Speaker of the Senate.

NUMBER 2.

Be it resolved by the Senate, That the rules governing the last regular session of the Senate be adopted for the government of this extraordinary session.

Adopted May 28, 1885.

C. R. BERRY,

Speaker of the Senate.

NUMBER 3.

Resolved, That the Speaker of the Senate appoint one Senator from each judicial circuit in the State as the committee on redistricting.

Adopted May 29, 1885.

C. R. BERRY,

Speaker of the Senate.

NUMBER 4.

Resolved, That the Sergeant-at-arms be instructed to furnish each member of the Senate \$2.00 worth of postage stamps, and the same be included in the General Appropriation Bill.

Adopted June 1, 1885.

C. R. BERRY,

Speaker of the Senate.

NUMBER 5.

WHEREAS, The counties of Madison and Chester are not attached to any judicial circuit, but constitute a separate and independent district of themselves; therefore,

Resolved by the Senate of the Forty-fourth General Assembly of Tennessee, That the Speaker be and is hereby directed to appoint the Senator from Madison on the special committee to be named by him under a resolution of this body heretofore adopted to redistrict the State into judicial circuits, to the end that said counties may be represented in this important matter.

Adopted June 1, 1885.

C. R. BERRY,

Speaker of the Senate.

House Resolutions.

NUMBER 1.

Resolved, That the Clerk of the House of Representatives be and he is hereby directed to notify the Senate that the House has met in accordance with the proclamation of His Excellency the Governor, and is now ready for the transaction of the public business.

Adopted May 25, 1885.

J. A. MANSON,

Speaker of the House of Representatives.

NUMBER 2.

Resolved, That the rules of the regular session of the House of Representatives of the Forty-fourth General Assembly be adopted for the government of the present session.

Adopted May 27, 1885.

J. A. MANSON,

Speaker of the House of Representatives.

NUMBER 3.

Resolved by the House of Representatives, That the Rev. Sam Jones be invited to preach to this body in this hall at 2:30 o'clock this evening, and that the Speaker appoint a committee of three to present him with a copy of this resolution.

Adopted May 28, 1885.

J. A. MANSON,

Speaker of the House of Representatives.

NUMBER 4.

Resolved, That the Speaker appoint a special committee of one member from each judicial circuit, to whom shall be referred all bills on the subject of re-districting the State into judicial circuits, or Chancery Divisions, and kindred subjects.

Adopted May 28, 1885.

J. A. MANSON,

Speaker of the House of Representatives.

NUMBER 5.

Resolved by the House of Representatives, That the thanks of this body are hereby tendered to the Rev. Sam P. Jones for the able and eloquent sermon delivered in this hall of the House of Representatives to the members of the Forty-fourth General Assembly, this morning at 11 o'clock, and that a copy of this resolution be forwarded to him by the Clerk of this House.

Adopted May 29, 1885.

J. A. MANSON,

Speaker of the House of Representatives.

NUMBER 6.

Resolved, That the hall of the House of Representatives be granted to the Knights of Labor for the purpose of holding a State Convention on June 24, 1885.

Adopted June 5, 1885.

J. A. MANSON,

Speaker of the House of Representatives.

NUMBER 7.

Be it resolved, That the use of this hall be tendered the "Southern Dental Association," which holds its annual session in Nashville on the fourth Tuesday in May, 1886.

Adopted June 10, 1885.

J. A. MANSON,
Speaker of the House of Representatives.

NUMBER 8.

Resolved, That the thanks of this House are due, and are hereby tendered Hon. J. A. Manson, Speaker of this House, for the able, efficient, and impartial manner in which he had discharged the delicate, responsible and onerous duties devolved upon him as Speaker.

Adopted June 13, 1885.

J. A. MANSON,
Speaker of the House of Representatives.

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